

**TOWN OF FAIRFAX
STAFF REPORT**

To: Planning Commission
From: Jim Moore, Director of Planning & Building Services
Date: March 21, 2013
Subject: Drafting an ordinance to restrict leaf blowers and/or other power equipment in the Town of Fairfax

RECOMMENDATION

1. Commence discussion on drafting an ordinance restricting leaf blowers and/or other power equipment in the Town of Fairfax.
2. Give direction to staff on what should be included in a draft amendment to the Noise Ordinance with regards to leaf blower and/or noise producing power equipment.

BACKGROUND

At the October 3, 2012 Town Council meeting, during the public comments period, Mr. Green who resides at Bennet House submitted a petition with background information to ban leaf blowers in the Town of Fairfax. The petition and subsequent letters or emails on this matter are attached as **Exhibit A**.

At the December 5, 2012 Town Council meeting, after taking public comments and holding a discussion on this matter, staff was directed (per Town Code) to prepare a draft Resolution of Intention for Town Council approval directing staff to take this matter before the Planning Commission for a public hearing and/or preparation of a draft ordinance for Council consideration.

At the January 10, 2013 Town Council meeting, the Town Council approved Resolution No. 13-3 (attached as **Exhibit B**) directing the Planning Commission to amend Chapter 8.20, Noise, of the Town Code to regulate the use of leaf blowers and other power equipment if appropriate. Please note that Resolution No. 13-3 gives an eight point check-list of amendment items for the Planning Commission to consider including in a draft ordinance.

The minutes of the January 10, 2013 Town Council meeting are attached as **Exhibit C**.

DISCUSSION

There are two primary issues related to the regulation of leaf blowers as presented by the original petitioner Mr. Green; those are (1) noise, and (2) air pollution. With regards to other power equipment, which the Town Council added to Resolution No. 13-3 for Planning Commission

AGENDA ITEM # 5

consideration, either or both of these issues may still apply.

Staff has researched several ordinances on this matter and has attached two model ordinances adopted by the Town of Ross and the Town of St. Helena (attached as **Exhibit D & E**) in order to facilitate the Planning Commission's discussion.

Please note that the Town of Ross Ordinance restricts the use leaf blowers and/or other power equipment, except with a permit for certain hours on weekdays and weekends - with a cap on allowable leaf blower decibels at 72 dBA at 50 feet away.

Please note that the Town of St. Helena Ordinance restricts the type of leaf blowers and/or other noise producing equipment to those that are certified by the manufacturer to be at or below 65 dBA from 50 feet away (with all electric leaf blowers allowed) for certain hours on weekdays and weekends: with limits on all "unnecessary" noise creating equipment without a permit.

At this point, staff recommends that the Planning Commission consider restricting the use of leaf blowers and/or other power equipment to either:

- (1) Types guaranteed by the manufacturer to operate at less than 65 dBA for certain hours of operation; or
- (2) Leaf blowers and/or other power equipment that operate in excess of 65 dBA for certain hours of operation - by permit only for certain hours of operation.

Further, staff recommends that the Planning Commission:

- (A) Consider restricting hours of operation for all leaf blowers in order to reduce air pollution;
- (B) Consider whether to exempt Public Works staff's operation of equipment; and
- (C) Consider enforcement challenges for the Police Department and/or Building Official.

FISCAL IMPACTS

The cost associated with this task is limited to staff time required to prepare an ordinance and staff time to enforce compliance.

ATTACHMENTS

Exhibit A – Petition and letters

Exhibit B – Resolution 13-3

Exhibit C – January 10, 2013 Town Council Minutes

Exhibit D – Town of Ross Leaf Blower Amendments

Exhibit E – Town of St. Helena Leaf Blower Amendments

EXTREME HEALTH HAZARDS OF LEAF
YARD CLEAN UP BLOWERS

JAN 22 2013

RECEIVED

GREED, ONE OF THE SEVEN DEADLY SINS IS DRIVING THE USE OF YARD CLEANUP LEAF BLOWERS. PEOPLE THINKING THEY ARE SAVING MONEY. HOWEVER GRAND JURY INVESTIGATIONS HAVE SHOWN THAT THE NEGLIGIBLE SAVINGS ARE MORE THAN OFFSET BY THE EXTREME HEALTH HAZARDS OF USING THESE HURRICANE FORCE WIND LEAF BLOWERS BLOWING UP DUST, FELDS, PESTICIDES, SPORES, FUNGI DISEASE, VIRUSES ETCETERA INTO THE AIR WE ARE BREATHING THESE THINGS ARE BLOWN INTO OUR AIR ALL OVER THE NEIGHBORHOODS DAMAGING THE HEALTH OF ALL LIFE FORM. BIRDS, WORMS, PLANTS, PETS, HUMANS AND THE PLANET ITSELF IS BEING AFFECTED BY GLOBAL WARMING. EVERY YEAR IS THE HOTTEST ON RECORD OVER YEARS PAST.

THE NOISE POLLUTION IS DAMAGING TO OUR MENTAL HEALTH AND KNOWN TO DRIVE PEOPLE CRAZY INVESTIGATIONS HAVE SHOWN.

MANY COMMUNITIES HAVE OUTRIGHT BANNED THEIR USE - GREEN WICH, ORANGE COUNTY, LOS ANGELES, SANTA BARBARA, ST. HELENA, THORON, ROSS, BELVEDERE TO NAME JUST A FEW.

COMPASSIONATE RESPECT FOR OUR FRIENDS AND NEIGHBORS DEMANDS WE BAN THESE HEALTH HAZARD BLOWERS AS RESPONSIBLE INTELLIGENT PEOPLE. STOP THE KILLING. AIM DIRECTLY BY PASSING THE PARK. BAN BLOWERS

Douglas Green

Jim Moore

From: Pam Hartwell [sustainablepam@gmail.com]
Sent: Tuesday, December 11, 2012 12:08 PM
To: Jim Moore
Subject: Fwd: Leaf Blowers Ordinance

AND then there is this. Since you and the Planning Commission are the first to take a pass at this, I will forward any citizen comments to you.

Pam Hartwell

----- Forwarded message -----

From: Lance Haag <lance@stellaco-inc.com>
Date: Tue, Dec 11, 2012 at 11:36 AM
Subject: Leaf Blowers Ordinance
To: phartwell-herrero@townoffairfax.org, jreed@townoffairfax.org, lbragman@townoffairfax.org, dweinsoff@townoffairfax.org, roneil@townoffairfax.org

Dear Town Council members;

I am a resident of Fairfax: 155 Canyon Road

I read that you are contemplating a possible ban on the use of leaf blowers in the town. I am vehemently opposed to such an action for the following reasons:

- 1) This is the USA, a free country and I believe I should have the same rights as other Americans to use a legal labor saving tool. I don't have much spare time. Unlike some residents I moved here in 2006 and paid a very high price for my home, and pay very high property taxes. Earning the money to pay these bills takes a lot of my time.
- 2) I invested in a leaf blower and such an ordinance could be viewed as a taking of my property. I also own a gas powered chain saw and a weed eater which I use to clear defensible space each spring.
- 3) The driveway to my home is very steep and dangerous if wet leaves are allowed to accumulate upon it. It would be very time consuming to clear the leaves by other means. Who will be responsible if an accident occurs due to wet leaves that could have been blow away by a leaf blower in time to leave for work? My wife and I both have very demanding jobs and we have 2 kids with full schedules. We have had several bicycle

crashes just going up and down the driveway when there are wet leaves on it. It is a struggle to make ends meet and we do not pay a gardener to take care of our property, we do it ourselves.

4) This issue and the principle behind it (I.e., freedom) gets my vote. Believe me, this topic will be discussed with other neighbors who are also busy. What is next—a ban on cars with more than 4 cylinders? A ban on lawn mowers? Chain saws? Weed eaters? How about noisy electric power tools? Will the town pay the impacted citizens for the taking of their property as required by the US constitution?

5) This issue rates civil disobedience in my opinion and I will ignore it if you pass it. If I get a citation for use of the device I will explore my options to contest the legality of the ordinance with an attorney and the town can expect to face some legal costs.

Please don't let the vocal minority influence you to attempt to take away the rights of the majority

Sincerely;

Lance Haag

TOWN OF FAIRFAX

DEC 17 2012

RECEIVED

To the Town of Fairfax.

Let me join my voice to the chorus of our town's people asking you to completely prohibit the use of gas-powered leaf blowers.

The use of gas powered blowers is ^{almost} exclusively by commercial landscaping companies who have been hired by the few wealthy homeowners who can afford such services, while the majority of our neighbors either rake or use electric blowers.

For 15 years, I have truly suffered every single week because of 3 neighbors whose hired gardeners each blast their extremely high pitched loud gas blowers every week for one solid hour to almost two hours! I suffer from a central nervous system disease, and if I cannot leave my home, the effects of this noise bomb wrecks me for hours afterwards.

I have begged these neighbors to switch to electric blowers or to just reduce the amount of time, but compassion did not prevail.

Please, give us as a people, the right to live in health and peace. I cannot imagine the inconvenience of a paid employee to deal with a few extension cords could possibly be an argument against the quality of life for all residents of our beloved valley.

Thank you, Marsha Wildvine 415-306-7160

TOWN OF FAIRFAX

DEC 31 2012

RECEIVED

Jessica Green
154 Ridgeway Avenue
Fairfax, California
94930

December 12, 2012

To The Town of Fairfax regarding passing an ordinance to abolish the citizens right to use
Blowers to clean property of debris and leaves.

This would be a hardship for some of us who cant afford to hire help to sweep. I have a bad back but
am able to use a blower. I am the only person who cleans and maintains at least part of our street
which is not a town maintained street. I also use it to clear my driveway and front deck and hill below
which otherwise would have a lot of dry leaves which are a fire hazard. Perhaps it should be put on a
ballot, but really the people who use blowers themselves quite often cannot afford help to do it and as
for the others who pay for help, this help will suddenly be a lot more expensive to get because it will
increase the time and energy to do this cleaning by about eight times.

Please consider not passing a resolution or ordinance to outlaw this tool to clean our streets and
private property.

Thank You,

Sincerely,

A handwritten signature in black ink, appearing to be 'Jessica Green', with a long, sweeping horizontal line extending to the right.

Jessica Green

Date: 12-6-12

Invoice #: _____

Client: Fairfax Town Council TOWN OF FAIRFAX
Bolinas Rd. JAN 03 2013
FX. RECEIVED

Christopher H. Lang
 MARIN SERVICES, LTD.
 State Contractor's License # 573794
 P.O. Box 287
 Fairfax, CA 94978
 (415) 457-8687

Info. re: Gas powered leafblower regulation

(New blowers are much quieter than older ones)

Date	Hours	Rate	Description of Services	Materials	Amount
#1			Leafblowers ^{can be} are already regulated under FX. noise ordinance re: hours of operation - see attached. ^{P. 31} (Remove D. from Exemptions)		
#2			All commercial use is already regulated, is anyone who earns more than \$500/year from one homeowner must be a licensed contractor (State Bus. & Prof. code) or be that homeowner's employee (1099 vs. W-2). Ask P.P. to enforce existing reg.		
#3			Commercial users must also have a FX. Bus. Lic.		
#4			Advise Town to setup an actual noise test, ie decibel-meter @ 50 feet from: woodsplitters, chipper, backpack blower, handheld blower, string trimmer and chain saws. This would enable us to have an actual measurement of these tools.		
#5			Fact-based analysis of situation reveals noise problem is caused by improperly trained users running older generation backpack gas blowers at full throttle, when it is not necessary, in my expert opinion. Operators need to be compliant w. existing reg.		
#6			Electric leafblowers are dangerous to use when working on rooftops or wet conditions. Gas powered units are more powerful, w. lower frequency noise, and far more mobile, used to clean roofs, gutters, decks, patios, staircases, walkways, driveways and street frontages.		
Please make checks payable to Chris Lang. Thank you.			Total Due		

Rating is not cost effective or good enough for commercial applications and dust control is not

Rain Water Harvesting

Gov. Jerry Brown has signed legislation strongly supported by the California Landscape Contractors Association that gives landscape contractors the ability to install a system that captures rain water for exclusive use in landscape irrigation or a water feature.

Assembly Bill 1750, authored by Assemblymember Jose Solorio (D-Santa Ana), enacts the Rainwater Capture Act of 2012, which clarifies that the use of rainwater collected from rooftops does not require a water right permit from the State Water Resources Control Board.

More importantly from CLCA's standpoint, the bill adds a provision to Contractors' License Law that allows landscape contractors to sign contracts for the construction of those systems when they are used exclusively for landscape irrigation or as a water supply for a fountain, pond, or similar decorative water feature in a landscaping project.

In addition, AB 1750 permits landscape contractors to use their own employees to design and install those exterior components of a rainwater capture system that are not part of, or attached to, a structure.

CLCA made a strong case as the measure worked its way through the Legislature that AB 1750 offered property owners a "one-stop solution," as it saves them from having to sign separate contracts for different system components. By signing the prime contract for a rainwater capture system, the landscape contractor takes full responsibility for scheduling the work and completing the project on time.

The California Building Standards Commission is currently working on updates to the California Plumbing Code that will include building standards for rainwater catchment systems for the first time. CLCA Assistant Executive Director Larry Rohlfes has been working with CLCA's Resource Management Committee and Graywater/Rainwater Capture Task Force to review the proposed standards, which are scheduled to debut in the 2013 edition of the California Plumbing Code. "Hopefully the combination of the Rainwater Capture Act of 2012, which goes into effect on January 1, 2013, and the 2013 building standards will stimulate demand for this water conservation technology," he says. "Landscape contractors are now in an excellent position to address it."

Unlicensed Contractors Stung

CLCA's San Luis Obispo Chapter participated in a Contractors State License Board sting operation by providing a residence for an October 17 and 18 operation and submitting leads prior to it on local unlicensed landscapers and tree trimmers.

Taking advantage of an incentive program that CLCA put in place last year, the chapter requested an honorarium from the association for the owner of the Arroyo Grande residence. CLCA Headquarters immediately wrote a \$500 check to the owner.

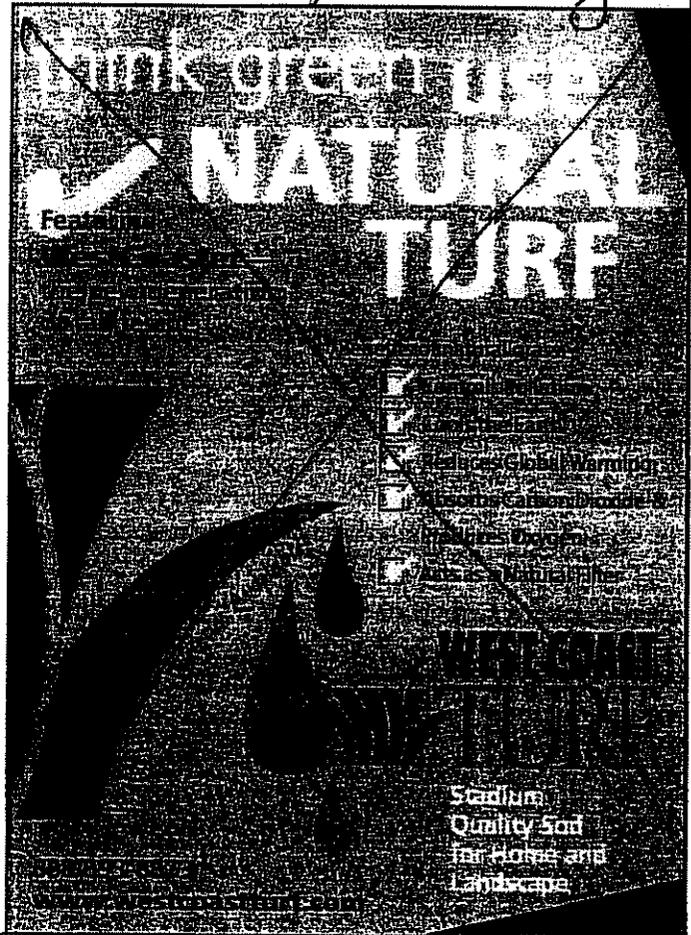
Working with the Arroyo Grande Police Department, the San Luis County Sheriff's Office, and the San Luis Obispo County District Attorney's Office, CSLB Statewide Investigative Fraud Team (SWIFT) investigators posed as homeowners seeking bids for various construction jobs. By the time the sting was over, eight individuals without contractors' licenses had received notices to appear in criminal court.

The Arroyo Grande operation was one of eight simultaneous sting operations on October 17 and 18 — SWIFT's autumn "California Blitz." A total of 92 individuals were arrested and face misdemeanor charges for contracting without a license. The penalty for a conviction is up to six months in jail and/or a fine of up to \$5,000. At least two are repeat offenders and now face a mandatory 90-day jail sentence if convicted a second time.

Seventy-seven of the individuals also may be charged with illegal advertising. The penalty is a fine of \$700 to \$1,000. Twelve others may be charged with requesting an excessive down payment. This misdemeanor charge carries a maximum penalty of six months in jail and/or up to a \$5,000 fine.

Fourteen of the phony contractors also were issued stop orders. CSLB investigators can halt job site activity when any person with or without a license does not have workers' compensation insurance coverage for employees. Failure to comply with a stop order can result in misdemeanor charges and penalties, including 60 days in jail and/or up to \$10,000 in fines. One of the 14 contractors was licensed.

*CALIF. LANDSCAPE CONTRACTOR ASSOCIATION
12/12 Submitted by
Christopher H. Long*



CHAPTER 8.20: NOISE CONTROL

Section

- 8.20.010 Policy declaration; nuisance declared
- 8.20.020 Definitions
- 8.20.030 Compliance by town departments
- 8.20.040 Complaint investigation; noise measurement procedure
- 8.20.050 Exterior noise limits
- 8.20.060 Prohibited acts
- 8.20.070 Exemptions
- 8.20.080 Prima facie violation
- 8.20.090 Notice of violation
- 8.20.100 Violation; penalty
- 8.20.110 Additional remedies
- 8.20.120 Exception procedure

§ 8.20.010 POLICY DECLARATION; NUISANCE DECLARED.

(A) In order to control unnecessary, excessive and annoying noise in the town, it is declared to be the policy of the town to prohibit the noise generated from or by all sources as specified in this chapter. It is the policy of the town to maintain quiet in those areas which exhibit low noise levels and to implement programs aimed at reducing noise in those areas within the town where noise levels are above acceptable values.

(B) It is determined that certain noise levels are detrimental to the public health, welfare and safety, and are contrary to public interest. Therefore, the town does ordain and declare that creating, maintaining, causing or allowing to be created, caused or maintained, any noise in a manner prohibited by or not in conformity with the provisions of this chapter, is a public nuisance.

(Prior Code, § 8.16.010) (Ord. 481, passed - -1981)

§ 8.20.020 DEFINITIONS.

All terminology used in this chapter, not defined in this section, shall be in conformance with applicable publications of the American National Standards Institute (ANSI) or its successor body.

A WEIGHTED SOUND LEVEL. The sound level in decibels as measured on a sound level meter using the A weighted network. The level so read is designated *dB(A)* or *dBA*.

AMBIENT NOISE LEVEL. The composite of noise from all sources near and far. In this context, the ambient noise level constitutes the normal or existing level of environmental noise at a given location.

COMMERCIAL AREA. Any part of the areas designated as commercial zones by the zoning ordinance of the town.

CONSTRUCTION. Any site preparation, assembly, erection, substantial repair, alteration or similar action, for or of public or private rights-of-way, structures, utilities or similar property.

DECIBEL. A unit for measuring the amplitude of a sound, equal to 20 times the logarithm to the base ten of the ratio of the pressure of the sound measured to the reference pressure, which is 20 micropascals.

DEMOLITION. Any dismantling, intentional destruction or removal of structures, utilities, public or private right-of-way surfaces or similar property.

EMERGENCY WORK. Any work performed for the purpose of preventing or alleviating the physical trauma or property damage threatened or caused by an emergency.

FIXED NOISE SOURCE. A stationary device which creates sounds while fixed or motionless, including, but not limited to residential, agricultural, industrial and commercial machinery and equipment, pumps, fans, compressors, air conditioners and refrigeration equipment.

IMPULSIVE SOUND. Sound of short duration, usually less than one second, with an abrupt onset and rapid decay. Examples of sources of impulsive sound include explosions, drop forge impacts and the discharge of firearms.

NOISE DISTURBANCE. Any sound which, as judged by the Chief of Police or his or her designated representative, violates the limits set forth in the table of § 8.20.050 of this chapter. Compliance with this chapter shall constitute elimination of a noise disturbance.

NOISE ZONE. Any defined areas or regions of a generally consistent land use as shown on Exhibit A, Noise Zones of the Town of Fairfax, attached to the ordinance codified in this chapter and available for inspection in the office of the Town Clerk.

PERSON. Any individual, association, partnership or corporation, and includes, any officer, employee, department, agency or instrumentality of a state or any political subdivision of a state.

PUBLIC RIGHT-OF-WAY. Any real property or structures thereon which are owned or controlled by a governmental entity.

PUBLIC SPACE. Any real property or structures thereon which are owned or controlled by a governmental entity.

PURE TONE. Any sound which can be judged as audible as a single pitch or a set of single pitches by the Chief of Police or his or her designated representative. In case of dispute, a **PURE TONE** shall exist if the one-third-octave band sound pressure level in the band with the tone exceeds the arithmetic average of the sound pressure levels of the two contiguous one-third-octave bands by five decibels for center frequencies of 500 Hertz and above and by eight decibels for center frequencies between 160 and 40 Hertz and by 15 decibels for center frequencies less than or equal to 125 Hertz.

REAL PROPERTY BOUNDARY. An imaginary line along the ground surface, and its vertical extension, which separates the real property owned by one person from that owned by another person, but not including intra-building real property divisions.

RESIDENTIAL AREA. Any part of the areas designated as residential zones by the zoning ordinance of the town.

SOUND-AMPLIFYING EQUIPMENT. Any device for the amplification of the human voice, music or any other sound, excluding standard automobile radios when used and heard only by the occupants of the vehicle in which the radio is installed, and, as used in this chapter, warning devices on authorized emergency vehicles or horns or other warning devices on any vehicle used only for traffic safety purposes.

SOUND LEVEL METER. An instrument, including a microphone, an amplifier, an output meter and frequency weighting networks for the measurement of sound levels, which meets or exceeds the requirements pertinent for type S2A meters in American National Standards Institute (ANSI) specifications for sound level meters, S1.4-1971, or the most recent revision thereof.

SOUND TRUCK. Any motor vehicle, or any other vehicle, regardless of motive power, whether in motion or stationary, having mounted thereon or attached thereto, any sound-amplifying equipment.

WEEKDAY. Any day, Monday through Friday, which is not a legal holiday.
(Prior Code, § 8.16.020) (Ord. 481, passed - -1981)

§ 8.20.030 COMPLIANCE BY TOWN DEPARTMENTS.

(A) All departments of the town shall carry out their activities in accordance with the provisions of this chapter.

(B) Each department whose duty it is to review and approve new projects, or changes to existing projects, which result or may result in the emission of noise shall make the finding that the project complies with the provisions of this chapter prior to project approval.
(Prior Code, § 8.16.030) (Ord. 481, passed - -1981)

§ 8.20.040 COMPLAINT INVESTIGATION; NOISE MEASUREMENT PROCEDURE.

Upon receipt of a complaint from a citizen, the Chief of Police or his or her designated representative, equipped with a sound level meter, shall investigate the complaint. The investigation shall consist of a measurement and the gathering of data to define adequately the noise problem and shall include the following.

(A) *Non-acoustic data.*

- (1) Type of noise source;
- (2) Location of noise source relative to complainant's property;
- (3) Time period during which noise source is considered by complainant to be intrusive;

(4) Total duration of noise produced by noise source; and

(5) Date and time of noise measurement survey.

(B) *Noise measurement procedure:*

(1) Utilizing the A weighting scale of the sound level meter and the "slow" meter response (use "fast" response for impulsive type sounds), the noise level shall be measured at a position or positions at any point on the complainant's property line.

(2) In general, the microphone shall be located four to five feet above the ground, ten feet or more from the nearest reflective surface, where possible; however, in those cases where another elevation is deemed appropriate, the latter shall be utilized. Calibration of the measurement equipment, utilizing an acoustic calibrator, shall be performed immediately prior to recording any noise data.
(Prior Code, § 8.16.040) (Ord. 481, passed - -1981; Am. Ord. 529, passed - -1984)

§ 8.20.050 EXTERIOR NOISE LIMITS.

(A) *Maximum permissible sound levels by receiving land use.*

(1) The noise standards for the various noise zones as presented in the following table shall, unless otherwise specifically indicated, apply to all such property within a designated zone.

(2) No person shall operate or cause to be operated any source of sound at any location within the incorporated town, or allow the creation of any noise on property owned, leased, occupied or otherwise controlled by the person, which causes the noise level when measured at the complainant's property line to exceed the limits in the table below for more than seven and one-half minutes in a 15-minute period. Those seven and one-half minutes need not be continuous.

(3) If the measured ambient level differs from that permissible, the allowable noise exposure standard shall be adjusted in five-decibel increments in each category as appropriate to encompass or reflect the ambient noise level.

(4) If the measurement location is on a boundary between two different zones, the noise level limit applicable to the lower noise zone shall apply.

(B) Correction for character of sound.

(1) In the event the alleged offensive noise, as judged by the Chief of Police or his or her designated representative, contains a steady, audible tone such as a whine, screech or hum, or is a repetitive noise such as hammering or riveting, or contains music or speech, the standard limits set forth in the table below shall be reduced by five decibels.

<i>Exterior Noise Limits (Levels not to be exceeded more than 7.5 minutes in any 15-minute period)</i>			
<i>Noise Zone</i>	<i>Time Period</i>		<i>Noise Level (dBA)</i>
A (Residential)	Night	10:00 p.m. - 7:00 a.m.	40
	Day	7:00 a.m. - 10:00 p.m.	50
B (Multiple Dwelling, Residential)	Night	10:00 p.m. - 7:00 a.m.	50
	Day	7:00 a.m. - 10:00 p.m.	55
C (Commercial)	Night	10:00 p.m. - 7:00 a.m.	55
	Day	7:00 a.m. - 10:00 p.m.	60

(2) These zones are illustrated on Exhibit A, "Noise Zones, Town of Fairfax," attached to the ordinance codified in this chapter. Areas that are not covered on the map are included in Zone A. (Prior Code, § 8.16.050) (Ord. 481, passed - -1981; Am. Ord. 529, passed - -1984)

§ 8.20.060 PROHIBITED ACTS.

(A) Street sales.

(1) Offering for sale, selling anything or advertising by shouting or outcry within any residential or commercial area or noise-sensitive zone of the town is prohibited, except by permit issued by the town.

(2) The provisions of this division (A) shall not be construed to prohibit the selling, by outcry, of merchandise, food and beverages at licensed sporting events, parades, fairs, circuses or other similar licensed public entertainment events.

(B) Animals and birds.

(1) Owning, possessing or harboring any animal which makes noise which is detectable on the complainant's property, and which is repeated intermittently for a duration of 15 minutes or more, is prohibited.

(2) In addition to being subject to the penalties of this chapter, animal noise disturbance cases will also be referred to the Humane Society.

(C) Construction/demolition domestic power tools.

(1) The operation of any tools or equipment used in construction or demolition work between weekday hours of 8:00 p.m. and 8:00 a.m. or on weekends or holidays between the hours of 8:00 p.m. and 9:00 a.m., such that the sound therefrom creates a noise disturbance across a residential or commercial real property line, is prohibited.

(2) Operating or permitting the operation of any mechanically powered saw, sander, drill, grinder, lawn or garden tool or similar tool between 8:00 p.m.

and 8:00 a.m. or on weekends or holidays between the hours of 8:00 p.m. and 9:00 a.m., so as to create a noise disturbance across a residential or commercial real property line, is prohibited.

(D) *Machinery.* Any motor, machinery or pump, such as swimming pool equipment and the like, shall be sufficiently enclosed or muffled and maintained so as not to create a noise or disturbance.

(E) *Motor vehicle horns.* It is unlawful for any person to sound a vehicular horn, except as a warning signal, pursuant to Cal. Motor Vehicle Code § 27001.

(F) *Motorized recreational vehicles operating off public right-of-way.*

(1) No person shall operate or cause to be operated any motorized recreational vehicle off a public right-of-way in a manner that the sound levels emitted therefrom violate the provisions of § 8.20.050.

(2) This division (F) applies to all motorized recreational vehicles, whether or not duly licensed and registered, including, but not limited to commercial or noncommercial racing vehicles, motorcycles, go-carts, campers and dune buggies. (Prior Code, § 8.16.060) (Ord. 481, passed - -1981)

Editor's Note:

Nighttime limits shall apply to these time periods.

§ 8.20.070 EXEMPTIONS.

(A) The provisions of this chapter do not apply to:

(1) The emission of sound for the purpose of alerting persons to the existence of an emergency; or

(2) The emission of sound in the performance of emergency work.

(B) Warning devices necessary for the protection of public safety, as, for example, burglar alarms, police, fire and ambulance sirens and the fire horn, are exempted from the provisions of this chapter.

(C) The provisions of this chapter do not apply to occasional outdoor gatherings, public dances, shows and sporting and entertainment events, provided the events are conducted pursuant to a permit or license issued by the town relative to the staging of the events.

(D) The operation of any tools or equipment used in construction, drilling, repair, alteration or demolition work, mechanically powered saw, sander, drill, grinder, lawn or garden tool, leaf blower, or similar tool between 8:00 a.m. and 8:00 p.m. on weekdays and 9:00 a.m. and 8:00 p.m. on weekends are exempt.

(Prior Code, § 8.16.070) (Ord. 481, passed - -1981; Am. Ord. 731, passed 2-6-2008)

§ 8.20.080 PRIMA FACIE VIOLATION.

Any noise exceeding the noise level limits specified in § 8.20.050 shall be deemed to be prima facie evidence of a violation of the provisions of this chapter.

(Prior Code, § 8.16.080) (Ord. 481, passed - -1981)

§ 8.20.090 NOTICE OF VIOLATION.

At the discretion of a police officer, the owner or operator of a noise source, which, upon investigation, has been found to exceed permitted limits, shall be informed of the violation and asked to take corrective action to eliminate the violation. If the owner or operator fails to eliminate the violation, he or she may be cited for a misdemeanor violation.

(Prior Code, § 8.16.090) (Ord. 481, passed - -1981)

§ 8.20.100 VIOLATION; PENALTY.

Any person violating any of the provisions of this chapter is deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount not to exceed \$500, or be imprisoned in the county jail for a period not to exceed six months, or by both the fine and imprisonment. Each day the violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

(Prior Code, § 8.16.100) (Ord. 481, passed - -1981)

§ 8.20.110 ADDITIONAL REMEDIES.

(A) As an additional remedy, the operation or maintenance of any device, instrument, vehicle or machinery in violation of any provision of this chapter, which operation or maintenance causes or creates sound levels exceeding the allowable limits as specified in this chapter, shall be subject to abatement as provided by law or by a restraining order or injunction, issued by a court of competent jurisdiction.

(B) By resolution, the Town Council may declare the expense of the abatement to be a lien against the property on which the nuisance is maintained, and the lien shall be made a personal obligation of the property owner.
(Prior Code, § 8.16.110) (Ord. 481, passed - -1981)

§ 8.20.120 EXCEPTION PROCEDURE.

The owner or operator of a noise source which exceeds any of the provisions of this chapter may apply for an exception from the regulations designated in this chapter, on the basis of undue hardship.

(A) Administration.

(1) The Town Manager shall process and act on exceptions to this chapter.

(2) The Town Manager shall:

(a) Review and act upon all applications for exceptions;

(b) Review and act upon appeals from staff interpretation of this chapter;

(c) Approve a set of rules of procedure for processing exceptions;

(d) Establish the dates, times and place of meetings for official action under his or her authority;

(e) Prescribe any reasonable requirements deemed necessary to minimize adverse effects on the community or the surrounding neighborhood as a condition to the exception; and

(f) Prescribe a time limitation for the exception.

(3) (a) Decisions of the Town Manager may be appealed to the Town Council by any interested party, within ten working days of the action, on a form prescribed by the Town Clerk.

(b) The appeal shall be filed with a fee adopted by resolution of the Town Council.

(4) (a) The application shall be filed on a form prescribed by the Town Manager and accompanied by a fee set by resolution of the Town Council.

(b) A separate application shall be filed for each noise source; provided, however, that, several mobile sources under common ownership or several fixed sources on a single property may be combined into one application.

(B) Reports of meetings. Within ten days of any action taken, the Town Manager shall submit a written report to the Town Council, setting forth the nature of the application acted on, the action taken, the basis of the action taken and a reasonable time period for which the exception shall be effective.

(C) Exception criteria. The Town Manager may grant the exception as applied for only if it is found that:

(1) Additional time is reasonable and necessary for the applicant to alter or modify the activity; or

(2) The activity, operation or noise source will be of temporary duration and cannot be done in a manner that would comply with this chapter.

If gas leafblowers are outlawed - I expect the Town Streetsweeper to maintain my homes: 177 Canyon Rd & 77 Ridge at least once per week! *Christoph*

Opinion

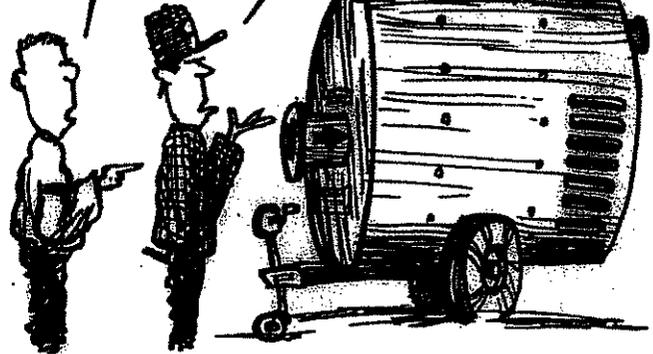
LEAF BLOWERS

GAS POWERED COMPLETELY SILENT



WHAT'S THAT PIECE?

THE MUFFLER



Leaf blowers a health issue

Leaf blowers aren't an issue for just one city; they are an issue for everyone's health and well being everywhere.

My husband and I have lived in many states and we've seen the patchwork of laws or lack thereof and what it means for quality of life.

It's not just gas vs. electric blowers. Many studies show that fine particulate matter is distributed and blown around and then redistributed in people's lungs, causing asthma, great distress as well as breathing problems and illness for the average adult or child. Who wants to breathe old dried powdered feces and urine, pesticides and fertilizers, dirt and dust, cleaning agents, and cigarette or barbecue ashes? All blowers send this dust and dirt swirling into the air and then it resettles.

I've lost count of how many times we or a friend or neighbor happened the day sweeping and watering, cushions placed out on the deck to enjoy an afternoon, only to come home after a hike and find all our hard work was covered in dirt and leaves from some one else's property blown on to ours. If we are home when some neighbor's blower starts, we frantically run around closing windows and doors so the

READERS' FORUM

dirt doesn't fly in, snatching cushions and plates of food away to no avail. A fine dirt on all our freshly watered plants and swept patios, fumes still creeping through sealed tight windows. Are you really telling me this is the way we have to live and before blowers were invented some gardeners didn't know how to garden? Nonsense. Many gardeners despise blowers as well and understand how they disrupt nature. The quiet sound of a bamboo rake or a pushbroom is not invasive and doesn't cause all these awful experiences.

Marian Taylor SAUSALITO

Delicious article in IJ

What a refreshing column by Christina Mueller in the Dec. 26 IJ. I so enjoyed reading about her most memorable meals from the last year that I felt compelled to write to the IJ.

Amid all of the political infighting, news of traumatic events and the ever present push to go do more shopping, it was lovely to read that the IJ is able to support a food writer's quest to eat at and review local restaurants in our local paper. Thank you for doing so.

How nice it is to read about small, diverse local restaurants that serve memorable food. I appreciate that Ms. Muel-

ler included restaurants from Southern Marin up to Northern Marin (and many places in between) that are not necessarily "hot spots" but simply places that serve good food.

I certainly will be going to some of those restaurants because of this story. I'm even inspired to try the frog's legs in San Rafael and the mujadarra in Novato! So, thank you to the Marin IJ for supporting a food writer, and thank you Ms. Mueller for shining a light on our little gems in our community. You have brightened my day, and inspired me to go support some of our off the beaten path restaurants.

Lynn Murphy, GREENBRAE

Solomon thanks voters

Looking back on 2012, I want to express my heartfelt appreciation to the hundreds of volunteers and thousands of voters in Marin County who supported our progressive campaign for Congress. I felt very moved every day by the idealism, generosity and hard work that propelled our campaign. Though I came up short when all the votes were finally counted, I continue to feel deeply gratified. Together, in 2013 and beyond, we can help to create a better world.

Norman Solomon, POINT Reyes STATION

RECEIVED

OCT 25 2012

TOWN OF FAIRFAX

PETITION TO BAN THE USE OF FUEL POWERED
YARD BLOWERS WITH THEIR ASSOCIATED NOISE,
FUMES, DUST INCLUDING BRAKE DUST (ASBESTOS)
IS BEING STIRRED UP INTO OUR BREATHING AIR.

SIGN NAME PRINT

CITY

Fairfax, CA 94930

1195 Anthony Catudio

anthony Catudio

Anthony Catudio

FAIRFAX, CA 94930

STEPHAN BUNICK

Fairfax CA 94930

Therese Braune Peter-Jacobsen

Fairfax, CA 94930

Gina Rieser Gina Rieser

Fairfax, CA 94930

EDEN THIBEAULT

Fairfax, CA 94930

Mike Rudolph

Fairfax CA 94930

Emi Ali

Fairfax

Fairfax CA 94930

Adam Neville *Adam Neville*

Fairfax CA 94930

ADAM YANOW

Fairfax, CA 94930

Nancy Prickett Nancy Prickett

Fairfax CA 94930

ANDRES EDWARDS *Andres Edwards*

Fairfax,

W. A. Haynes

FAIRFAX, CA 94930

BRUNNA KERRY

Sonoma CA 94960

Jana Pier Jana Pierce

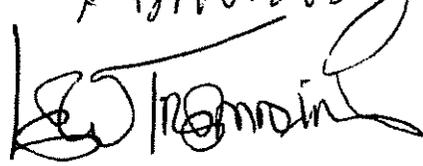
Fairfax, CA 94930

W.A. Haynes W.A. HAYNES

Nicasio, 94946

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT CITY

1181	2nd St	LELA SHIELDS	Fairfax
	Dina Lavaroni	Denise Lavaroni	San Anselmo
	Jessica Suda		Fairfax CA
	Wendy Tragus	Katherine Dunsing	San Anselmo CA
	K Dunsing	Katherine Dunsing	Fairfax CA
		LEW TREMAINE	FAIRFAX CA
	Jill Jarvic	Jill Jarvic	Fairfax CA
	James Brown	JAMES J. BROWN	Woodacre
189	Alta Sieg	METE SHREVE	FAIRFAX, CA
	Amy Kahn	Amy Kahn	Fairfax Apt 204
		Benjamin Schley May	Fairfax
	Richard N. Lehman	Richard Lehman	Woodacre
	Anne Wick	Anne Wick	Fairfax
1194	Paul Duchesne	PAUL DUCHESNE	FAIRFAX

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SIGN NAME PRINT

CITY

1168

James M Brady
[Signature]

Fairfax
Fairfax

[Signature]

Janet Pullin

Fairfax

Sumner

Donna Senn Donna Senn

San Anselmo

Heather Sotnick Heather Sotnick

Fairfax

Jim McCracken *[Signature]*

Lagunitas

Josh Mooney *[Signature]*

Fairfax

[Signature] Matthew Erwin

Fairfax

[Signature] Daniel Heffernan

Fairfax

[Signature] NICHOLAS YALLOP

Fairfax

Roxanne Roxanne Vazquez

Fairfax

1180 *[Signature]* ... ELIZABETH GALBREATH

PT. REYES

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT CITY

19 1148 Aneice Taylor	ANEICE TAYLOR	WOODACRE
D. Williams TAMIN McVICKAR	DANE WILLIAMS TAMIN McVICKAR	WOODACRE SAN ANSELMO
Maureen FitzSimons	Maureen FitzSimons	FAIRFAX
La Lance Lowell	Dorothy Brown Lance Lowell	FAIRFAX FAIRFAX
Kristi Pedersen	Kristi Pedersen	San Anselmo
Andrew Wilson	Andrew Wilson	Woodacre
Kyle Day		San Anselmo
Susan Peberthy	Susan Peberthy	"
Nicole Smith Dorothy Bentley	NICOLE SMITH Dorothy Bentley	FAIRFAX San Anselmo
Carrie Kallve BETH SPERRY	Carrie Kallve	San Anselmo LAKEVIEW, CA
Erica Kallve	ERICA KALLVE	FAIRFAX
JOE HANSEN	JOE HANSEN	FAIRFAX
Mirabelle Lemieux	Mirabelle Lemieux	San Anselmo
Daniel Duffin	Daniel Duffin	Fairfax
LARRY STEINHART	Jon	Fairfax
1767 Jon & Jay	Jon Geary	the San Rafael

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT

CITY

1134 
David Velo

Towhee

Andy Savina
Andy Savina

Ukiah, CA

Mark Rivera

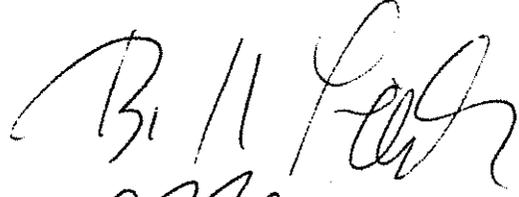
Mark Rivera

Fairfax

Kate Benediktsson



Fairfax, CA



2

FX 94930



Fairfax
FX



WENDY FITZ FX 94930



BRETT H. STEINBERGER FX 94930

Brett H. Steinberger

Brett H. Steinberger

Fairfax CA 94930

Schumi Garcia Novato CA 94909

Elizabeth Fox

Fairfax CA

James Fox P.O. Box 472

BOLINAS 94924 '94930

April Wilentz 130

Hidden Valley Lane
San Anselmo CA - 94960

1147

PETITION TO BAN THE USE OF FUEL POWERED
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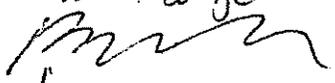
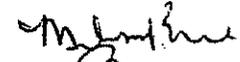
117	SIGN	NAME	PRINT	CITY
		Ellen	Podolsky	San Francisco, CA
		Ellen Prendiville	Ellen M Prendiville	San Rafael CA
120		Ellen	PRENDIVILLE	SAN RAFAEL, CA
		Naisha	Callus	Fairfax, CA
		Naisha	Callus	Fairfax, CA
		Kevin	Johnson	Vallejo
		Don	FAIR	FAIRFAX
		Franz	MILLER	SAN RAFAEL
		Kim	Slater	San Rafael
		Frank D.	SCIBER, LARKSPUR	
		Michael P.	Finn	F. X.
		Ruth	KENNEDY	
		Marjorie	Bean	Fairfax
		Georg	Fischer	Fairfax
		Rene	Voss	SAN ANSELMO, CA
		Rene	Voss	" " "

PETITION TO BAN THE USE OF FUEL POWERED YARD BLOWERS WITH THEIR ASSOCIATED NOISE, FUMES, DUST INCLUDING BRAKE DUST (ASBESTOS IS BEING STIRRED UP INTO OUR BREATHING AIR.

117	SIGN	NAME	PRINT	CITY
		Ellen Prendall	Poddisly	San Francisco, CA
		Ellen Prendall	Ellen Prendall	San Rafael CA
120		Ellen Prendall	Ellen Prendall	San Rafael CA
		Marsha Collins	Marsha Collins	Fairfax, CA
		Yvonne Townsley	Yvonne Townsley	Fairfax, CA
		Kevin Johnson	Kevin Johnson	VERMONT
		Don Fair	Don Fair	FAIRFAX
		Franz Miller	FRANZ MILLER	SAN RAFAEL
		Kim Slater	Kim Slater	San Rafael
		FRANK D. SCIBEK	FRANK D. SCIBEK	LARKSPUR
		Mike Finn	Mike Finn	F. X.
		Ruth Kennedy	RUTH KENNEDY	
		Marjorie Bean	Marjorie Bean	Fairfax
		Georg Fischer	Georg Fischer	Fairfax
		Rene Voss	Rene Voss	SAN ANSELMO, CA
123		Rene Voss	Rene Voss	" " "

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT CITY

1097 Paul J. A.	Paul Scott	Woodlawn
RH Co	RICHARD COTTRELL	FAIRFAX
Teresea Carter	Teresea Carter	FAIRFAX
1100 Thomas Carter	Thomas Carter	Fairfax
	JOHN VIORAN	FAIRFAX
	SCOTT CUNNINGHAM	FAIRFAX
TI HARDIE	TRINETTE HARNE	FAIRFAX
Seth K. Rothman		San Anselmo
Cory Claggett	Cathy Claggett	Fairfax
Michael Claggett	Michael Claggett	Fairfax
	PAUL ASPER	Fairfax
W	Kara Spencer	Fairfax
Mark Bud	Mark Buell	Fairfax
	Melissa Bruce	Fairfax
WBU	W. Samway	San Anselmo
	L. Sellner	Fairfax
Amy Jane Nixon	Amy Jane Nixon	San Anselmo
Camden Dand	Camden Dand	Fairfax
Audrey Norlock	Audrey Norlock	San Anselmo
Angela Paul Lukas	ANGELA PAUL LUKAS	SAN RAFAEL

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT

CITY
 Fairfax

10810

~~Ed O'Connell~~ Ed O'Connell

~~Alissa Carr~~
~~Tom O'Neil~~ Alissa Carr
 Tom O'Neil Point Hayes

~~Debra McCall~~ Debra McCall
 Debra Clothier San Anselmo

David R. Buller David R. Buller
 Miriam E. Berfad Fairfax

M. Kathryn Thompson M. Kathryn Thompson
 F. J. Costa Fairfax

Lanny Kerpman Lanny Kerpman
 Caylin Akerman Fairfax

Kevin Ferris Kevin Ferris
 T.M. Gathwaite Fairfax

Kathryn Wong Kathryn Wong
 Ella Gaganan Fairfax

Armando Ochoa Armando Ochoa
 San Anselmo

096

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT

CITY

1063 TERENCE FRATEY

Adela Rockwell

Beverly Carruth

Al Nul
 KAMON
 Alice Sanchez

Hansen
 C Smith

Mary Kitchens

William T. Carey
 Schlosser

Joseph

Michael Killian

Patricia

Ally

Ray McKinsey

Steve

Michael

Beverly Carruth

Alan Weller

John Darrow

Alice Sanchez

HANSEN

SMITH

M. Kitchens

WILLIAM T. CAREY

H. Schlosser

T. Wilson

Michael Killian

Peter Funk

Anne Carruth

MATTHEW BOULGEOU

J. Bennett

Ray McKinsey

Nicasio

FAIRFAX

San Anselmo

Lagunitas

Fairfax

FAIRFAX

FFX

Fairfax

Fairfax

FAIRFAX

San Rafael

Fairfax

Forest

Fairfax

Fairfax

Fairfax

Fairfax

Fairfax

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SIGN NAME PRINT CITY

1046	Mark Lully	MARK GRUBBS	FAIRFAX
	Kia Ma		
	Kim Madsen	Kim Madsen	Fairfax
	Wendy Heneghan	Wendy Heneghan	Fairfax
	Dorothy Cox	Dorothy Cox	Fairfax / Wood.
	DeB Nelson	DeB Nelson	Fairfax
	Daneman	Daneman	Forrest Koel
	Richard Snipes	Richard Snipes	Fairfax
	Gina Longo	Gina Longo	Fairfax
	P.K. H...	P.K. H...	In A-1000
	JULIAN ALLEN	JULIAN ALLEN	FAIRFAX
	Tonya Robertson	Tonya Robertson	SA
	Simen Gibbs	Simen Gibbs	Fairfax
	Melinda Mahl	Melinda Mahl	SA
	AMELIA FORD	AMELIA FORD	Fairfax
	T. WOODMASON	T. WOODMASON	FAIRFAX
	Diana Perdue	Diana Perdue	Fairfax
1062	Josh Workman	Josh Workman	Fairfax

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SIGN NAME PRINT CITY

1030 Eleanor Keith Hill Eleanor Keith Hill Fairfax, CA 94930

E.PFAU E.PFAU Fairfax, CA 94930

Connie Venuso Connie Venuso Fairfax CA. 94930

Matt Gogel Matt Gogel Fairfax CA 94930

Barbara Koa Gray Jennifer Jenkins Fairfax CA 94930

Anthony Jenkins Fairfax 94930

Glenn M. Swar 30 Dence Ct. Fairfax

Jack M Campbell 42-A Tamalpais, Fairfax 94930

Rogin Bonito 116 7th Alameda San Anselmo
Julie Souser 1341 San Anselmo Ave S.A. Ca.

Jana Zeise 80 Woodland Rd. Fairfax 94930

David Bates 10 Spruce Pond Fairfax 94930

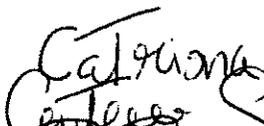
Catherine Liddell Cath Liddell 225 Cascade Drive

MARGARITA ALEMAN FAIRFAX

Alison King FAIRFAX

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT CITY

 Catherine Glazebrook 67 Rocca Dr, Fairfax CA

019  Paul Perazzo 67 Rocca Dr. FAIRFAX CA 94930

 MARK Fiore 41 BETHIN FAIRFAX, CA

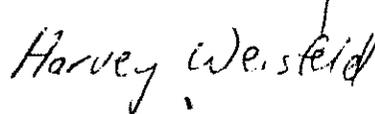
 Chelsea Donnan 41 Bethin Fairfax CA
Samuel Ewing 33 Merrin Ave. Fairfax CA)

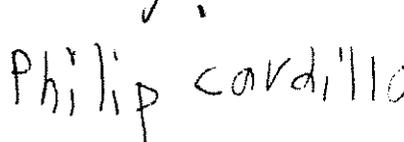
 Marc de Saiz 4 Bennett Ave.
San Anselmo 94960

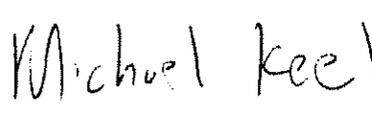
 Judy Hall 22 Davenport Ct
San Rafael

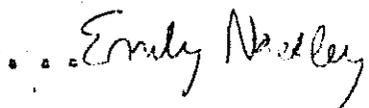
John Holman 110 Redwood Rd, SA 94960

 Joëlle Levy 13 Ridge St 94960

 Harvey Weisfeld 25 Glenholme Ave, Toronto, ON, M6H3A8

 Philip Cardillo 13 Ridge Road 94960

 Michael Keel 160 Wheeler Ave 94930
Fairfax

 Emily Mackley Fairfax, CA

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SIGN	NAME PRINT	CITY
	L. TROUBLA	FAIRFAX
	B. ALICKE	FAIRFAX
	D. ALICKE	FAIRFAX
	M. ALICKE	FAIRFAX
	R. Kaye	San Anselmo
	D. Barot	Berkeley
	S. Gandy	Oakland
	Kelly Lawry	Fairfax
	Adriana Volencina	Berkeley
	LYNN FERRY	COULTERVILLE
	Susan Keith	Santa Clara
	M. Lucchesi	PT REYES station
	M. McDowd	San Rafael
	S. Demaria	N. A.

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT CITY

986 Anne	ANN KIRKANE	FAR FAX
Tom	TOM HANCEY	FAR FAX
Luanna	LUANNA HELFMAN	Larkspur
Arthur	ARTHUR MEADER	"
Cathryn	Cathryn Yongue	San Anselmo
Cathy	Cathy McKenna	San Anselmo
Kyle	Kyle Peterson	San Anselmo
DAVID PEREZ	David Perez	Petaluma
Devin Maloney	[Signature]	Kigali
Marshall Reiss	[Signature]	Seattle
Munne Brecken	Wadsworth	San Francisco
George	George Cuth	Inverness
998 Lucy B. Cuth		
Jim Normandi	[Signature]	WOODHROE
DAVID CHADWICK	[Signature]	Boulder Creek
1001 Julia	Julia Horner	Boulder Creek

...

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SIGN	NAME PRINT	CITY
	JACK GILFER	FAIRFAX
	Valarie R. Wette	San Rafael
	Stuart Wette	" "
	Tara Sullivan	Novato
	Matthew Oglander	Fairfax
	Maryann O'Sullivan	Fairfax
	Graydon Uchida	Greenbrae
	MaryAnn Gillespie	Greenbrae
	Jim Clark	Pleasanton
	Debbie Clark	Pleasanton
	CYNTHIA WHITMAN-BRADLEY	FAIRFAX
980	Arthur Whitman Bradley	FAIRFAX
	Galen A. Ippie	Fairfax
	GABRIELA HOEF	Fairfax
	MARK FAGAN	FAIRFAX
	MITCH FIELD	FAIRFAX
	Matthew Green	Fairfax
985		

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SIGN NAME PRINT CITY

Wylans Minglon rd 313
 Juan Carlos Juan 829

FFX
 FFX

Rosekranz Rosenkranz
 Rosenkranz

FFX
 TTX

Karen Soltesz Kar Sittz
 Catherine John Carr R

FFX
 San Rafael

L. Myer L. Nilton
 Amy + Sean McJannet
 Sean McJannet

CH/CAO
 Fairfax
 Fairfax

VINCE ANUJO

Norito

Joy Hansen Joy Hansen
 Judy Fog

Fairfax
 San Bruno

Marylene Kallab
 J. W.

San Rafael

BRIAN OLIVA
 Krystal Piron King R

San Anselmo
 Fairfax

Kristine Hinkel
 Sean Peter

Fairfax

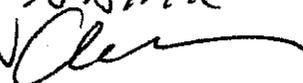
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SIGN NAME PRINT	CITY
Sam Edelman	San Anselmo
Angelo Clute	Inverness Park
Janis Anzalone	San Anselmo
DANIEL KREMER	SAN ANSELMO
ANTON NISS	SAN FRANCISCO
Sean O'Neill	Inland
Carolyn Finley CAROLYN FINLEY	Panfax
Virginia A. S. E.	Fairfax
Susan R. Nordstrom Susan R. Nordstrom	San Leandro
Jan Bob	Petaluma
ROSCOE BORN	Nicasio
Brian Lochten	Sebastopol
Lisa Martz	Petaluma
Steven Sparks	Fairfax
Reed Purdy	Sedona
Now Cherry	Sedona
Rob Frazekas	Fairfax
Jan R. Mearns	Fairfax
Patricia Parris	SAN ANSELMO
Scott Snow	San Francisco

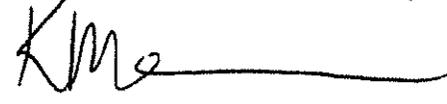
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SIGN	NAME PRINT	CITY
712	Ben Reser	Petaluma
	Elizabeth Vacher	San Anselmo
	DAN GEE	FAIRFAX
	Stephan Fenebrot	Bed Ove.
	Danaan Sonest	Petaluma
	Graham T-wii	Fairfax
	Carleton Eyster	Davenport
	Padma Gordon	Fairfax
	Helene Larrodi	fairfax
	Claire Sandberg	visitor, Brooklyn, NY
	Melissa Lyne	fairfax
	Paul Sullivan	San Rafael
	Steve Jordan	Fairfax
	Doug SNYDER	San Rafael
	MARYLYNETTE COATES	Fairfax
	Jamal Parker	Fairfax
	4105 Palm Dr #114	Fairfax
	SHEILA BRYANT	P.R.S.

PETITION TO BAN THE USE OF FUEL POWERED
YARD BLOWERS WITH THEIR ASSOCIATED NOISE
FUMES, DUST INCLUDING BRAKE DUST (ASBESTOS
IS BEING STIRRED UP INTO OUR BREATHING AIR

SIGN	NAME	PRWT	CITY
	CARMEN 	CARMEN CHING	FAIRFAX

{	Michael Stragnock		
	Michael Stragnock		San Anselmo

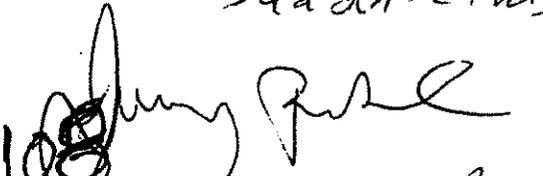
KME 	Kenin Meni	Fairfax
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Jorge Vega 	Jorge Vega	Costa
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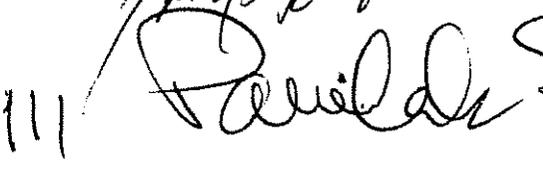
	Daniel Dunne	Fairfax
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 19/10/12

Beauregard Franz
4900 ...
San Anselmo

108 	Jenny Forke	Fairfax
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	DANIEL HUBNER	SAN ANSELMO
--	---------------	-------------

111  Fairfax #108

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN	NAME	PRWT	CITY
	CARMEN CHING	CARMEN CHING	FAIRFAX
{	Michael Stragnolo		
{	Michael Stragnolo		San Rafael
	KME	Kenin Men	Fairfax
	Jorge Vega	Jorge Vega	Costa Rica
	Daniel Dunne		Fairfax

19/10/12

Bennett Frazer
4900 Woodland
San Rafael

	Jenny Forkel		Fairfax
Jean			

PETITION TO BAN THE USE OF FUEL POWERED
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- | | | | |
|-----|------------------------------|--------------------------|----------------------|
| 885 | J Powell | Jasper Powell | Fairfax CA 94430 |
| | BYORN | BOYER YOANN | San Rafael |
| | C DWIGLAS | CHARS DWIGLAS | FAIRFAX |
| | ANNEA MORAN | ANNEA MORAN | FAIRFAX |
| | J. A. [Signature] | [Signature] | LAGUNITAS |
| | Jotta In [Signature] | J. In [Signature] | MILL VALLEY |
| | C. Selman | [Signature] | San Anselmo |
| 892 | Jone Hope | Jone Hope | Inverness |
| | Scott Territo | Scott Territo | Fairfax |
| | [Signature] | [Signature] | Fairfax |
| 895 | [Signature] | Sammy | Fairfax |
| | [Signature] | Wilson Melbostad | San Anselmo |
| | [Signature] | ALBERTO. GUTIERREZ | FAIRFAX |
| 898 | Jusen Lacerra | [Signature] | Fairfax CA |
| | Lauren Arroy | [Signature] | Larkspur |
| | Melissa Phillips | [Signature] | FAIRFAX |

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT

CITY

878	Tim Mombach	Tim Mapp	San Anselmo
15	Mary Ellen Marshall	Mary Ellen Marshall	Kentfield
873	[Signature]	Grant K Rauscher	Kentfield
	[Signature]	KURT BIRKHANN	SAN RAFAEL
	Ken [Signature]	Ken Christensen	Freedom, WY
	Carole [Signature]	Carole Warner	WINDYBROOK, CA
	[Signature]	Elizabeth Foster	Fairfax, CA
	[Signature]	RICHARD REYNOLDS	SAN ANSELMO
	[Signature]	DAVID YOUNG	SAN RAFAEL
	Yes I'm A Red		
	Carol Fagan	Carol Fagan	San Geronimo
	Tim Fagan	Tim Fagan	San Geronimo
	[Signature]	Matt Potter	San Anselmo
	John Howell	John Howell	Fairfax
	Gregg Chiribarian	Gregg Chiribarian	San Rafael
	Mary G [Signature]	FAIR FAX	
	[Signature]	Sean Schertel	Fairfax

PETITION TO BAN THE USE OF FUEL POWERED
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146 S. Zalk SAN FRANCISCO, CA 94132 J. 2011

Patricia
Nancy McInnis GREENBRAE MARIN CA 94904

Andy ANDY MCINTYRE LAUREL CA 94939

George GEORGE ZALBIL SAN RAFAEL 94901

Janel JANEL KRIVORIAN FAIRFAX 94930
Kecy KECY MURPHY SAN JOSE 95120

B. Lopez SA
CAM McLaughlin SAN ANSELMO CA 94960

Christine CHRISTINE SORENSEN FAIRFAX CA 94930

Thomas THOMAS SORENSEN FAIRFAX CA 94930

Jenny Jenny Dudgeon Fairfax CA 94930

Beth Beth Dudgeon Fairfax, CA 94930

Colin COLIN HENSLEY San Rafael, CA 94901

Trisha TRISHA CHRISTENSEN SAN ANSELMO, CA 94960

Nigel NIGEL CAVIN SAN ANSELMO, CA 94960

Emily Emily Sheridan Kentfield, CA 94904

Carol Carol Schmid Novato, CA

Diane DIANE PINKY SAN RAFAEL CA 94930

Patricia Patricia Miller Fairfax CA 94930

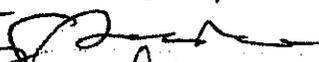
Lara LARA WOLFE FAIRFAX CA 94930

Laura Laura Margret Fairfax, CA 94930

56

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT CITY

\$25		GARY DIEDRICHS	NOVATO CA
	Peggy Diedrichs	Peggy Diedrichs	Novato CA
	Laurel Withrow	Laurel Withrow	Woodacre CA
		DAVID MEYER	FAIRFAX CA
	John Harris	JOHN HARRIS	FAIRFAX, CA
	Hubert Owen	Hubert Owen	Fairfax, CA
	Jenna Peterson	Jenna Peterson	Fairfax, CA
	KARINA BRASSO		LAGUNITAS CA
	Elin Donald	Elin Donald	San Anselmo, CA
	BRIAN ELMER	Mr. Elmer	SAN RAFAEL CA
	Kathy Taylor	Kathy Taylor	Fairfax, CA
	GREG STAN		FAIRFAX CA
	Jennifer Hitchitts	D. Hitchitts	Fairfax CA
	Robert T. Hunt	Robert T. Hunt	San Rafael CA
	Cara Chambers	Cara Chambers	Fairfax, CA
	Tyler Gannon	Tyler P Gannon	Berkeley, CA
	Mary Fleming	Mary Fleming	Fairfax
	George Khayri	George Khayri	Fairfax
	David Kastin	David Kastin	Brooklyn NY
	Laura Kastin	Laura Kastin	BKlyn N.Y.
\$45	Bob Barrett	Noel Barrett	Swift

5000
 2000
 1000
 500

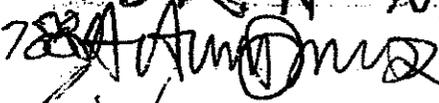
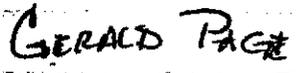
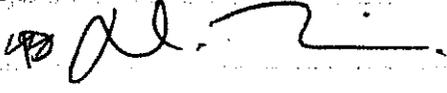
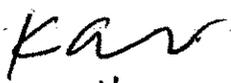
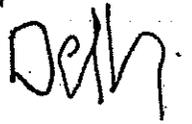
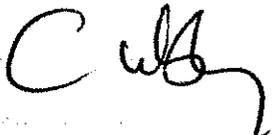
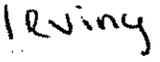
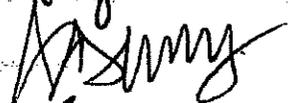
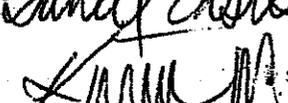
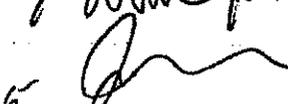
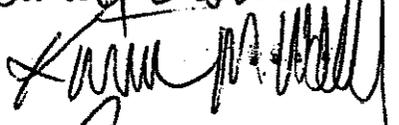
PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT

CITY

806 Eckenwalb	Eckenwalb	Will Valley
	PHILIP SCAVERRY	Fairfax
	Dawn Bunda	Fairfax
	Sara Popovich	Larkspure
	Douglas Brindley	Berkeley
	Roberto Martin	oakland
	Heather Swann	SAN Anselmo
	SUSAN Duck	San Rafael
	James Bill	San Anselmo
	D. Barber	San Rafael
	Wes Gibbs	San Anselmo
	Jen Rund	Fairfax
	Mireya Quiric	Fairfax
	Jed Davidson	Nicasio
	Renee Grace	Fairfax
	Riley Kane	Fairfax
	Stan Baker	Larkgreen
	Erin C. Murrell	Fairfax
	Jessica Clifford	Fairfax
	Barbara Rozon	Fairfax

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SIGNATURE	NAME PRINT	CITY
	AUTUMN DANCE	FAIRFAX, CA
	Craig Wheeler	FAIRFAX, Ca
	GERALD PAGE	AVON PARK FL
	Daniel Wilson	Fairfax, CA
	Karam	Fairfax CA
	Delia	Fairfax CA
	Cully	Fairfax
	Irving	Fairfax
	Scott SENGALLI	Windsor Ca.
	Kerry Chun	San Rafael, CA.
	MICHAEL VELFEN	FAIRFAX, CA
	JEREMY PERAZZO	SAN FRANCISCO, CA
	Josh Moberg	San Francisco, CA
	MIRZA KHAN	FAIRFAX
	John Ginsburg	San Rafael
	DANIEL ESTES	SAN ANSELMO
	Kathleen Warrbridge	" "
	Jen Joseph	Fairfax

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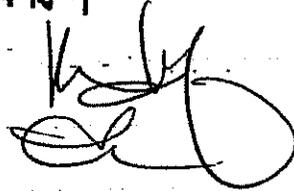
SIGN	NAME PRINT	CITY
768	Aran Caulfield	Fairfax
19	Eileen Hynes	Landsburg
19	Summit L. Kipper-Miller	Fairfax
	Kelly Krill	San Anselmo
	Laura Krill	Berkeley
	Olivia Janku	Kentfield
	Rita Dodson	Sausalito
	Brian Frisler	Fairfax
	Busan R. Lund	San Anselmo
	Morgan Hauge	San Francisco
	Kim Pipkin	San Anselmo
	Susie Bennett	
	Phyllis Frizza	SAN Anselmo
	Cathy Johnson	San Anselmo
	Wetske van Erp	Fairfax
	Riachen Godel	Fairfax
	William L Ireland	San Anselmo
	Jim Reitzel	Novato
	Mary Ann Kraus	Shaker Hills, OH
	A.W. Graham	SF.
	Wolk Goernsey	Fairfax

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SIGN NAME PRINT

CITY

MIKE MANFREDI



Fairfax

Anna Manfredi

Fairfax

Wm Henry Kyburg

Fairfax

Elizabeth Kyburg

Fairfax

Lisa Gruber

Lisa Gruber

Fairfax

Felicia Beach

San Rafael

Bamy Beach

Bamy Beach

San Rafael

Mattia Gonzales

Mattia Gonzales

San Anselmo

Wes Middleton

Wes Middleton

Fairfax

San Gabriel

San Gabriel

Fairfax

Kenn Nirschberg

Kenn Nirschberg

Fairfax

Laura Neely

LAURA NEELY

FAIRFAX

Jerry Kerr

JERRY KERR

Fairfax

Jenny Love

Jenny Love

Fairfax

Desiree Corbace

DESIREE CORBACE

Sausalito

Nick Podoeca

Fairfax

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SIGN NAME PRINT CITY

735

WAL. bo / *[Signature]* FAIRFAX
[Signature] Trudella Feniers Fairfax

Laura Cox LAURA COX San Anselmo, CA
 Lynn Cox LYNN COX Bedford, MA

[Signature] MARTIN LOBO SAN ANSELMO
 Frank M. Kimball Frank Kimball San Rafael

Jan Jamkin Loren Jamkin Fairfax
 Paul Koh *[Signature]* Fairfax

Ronald G Wagner ROBERT E. WAGNER FAIRFAX

J Ramos JANET RAMOS Woodacre

[Signature] Stephen Wilde Fairfax

[Signature] KURT MILLER NOVATO

[Signature] Cory Vangelder Woodacre

Lori Farmer Lori Farmer Fairfax

[Signature] NEIL OSTER Mill Valley

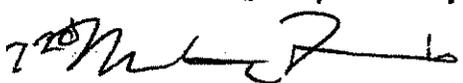
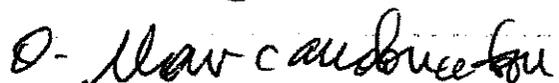
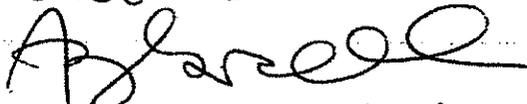
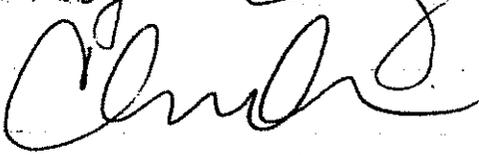
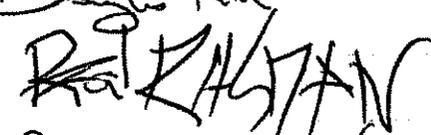
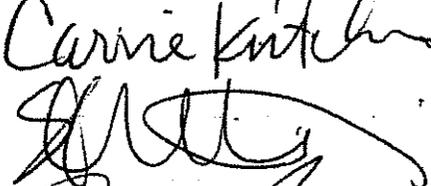
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PETITION TO BAN THE USE OF FUEL POWERED
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SIGN	NAME PRINT	CITY
706 Alex Seiler	Alex Seiler	Fairfax
[Signature]	Tom Fallon	San Anselmo
[Signature]	JOHNARPE	MURRISSES
[Signature]	JOHN OWENS	FAIRFAX,
[Signature]	JAMES BOHR	INVERNESS
[Signature]	James Haurey	Mill Valley
[Signature]	Colin Hamblin	Tuolumne
[Signature]	Madame McKenzie	Redding CA
[Signature]	John Hersey	SAN ANSELMO
[Signature]	GARR WOODMAN	SAN ANSELMO
[Signature]	James Steere	Mill Valley
[Signature]	Chris Greene	Fairfax
[Signature]	ERNEST MENDOZA	GREENBRAE
[Signature]	CESAR CARO	Novato

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN NAME PRINT CITY

-  Nathan Farris San Anselmo
-  O. Marcantonato BOULDER, CO
- Alden Bovington Alex Fairfax, CA
-  W. Ulrich San Anselmo CA
-  Alex Hendrickson Fairfax CA
- Carly Zintzgel CARLY FITZGERALD Fairfax CA
- Steven C. Cutler Steven C. Cutler Inverness, CA
- Regina Carey REGINA CAREY San Rafael CA
-  Christina de Cossio Fairfax, CA
- Douglas Fuller Douglas Fuller Petaluma, CA
-  Rahman D'Amato Fairfax, CA
- Carrie Kutchins Carrie Kutchins INVERNESS CA
-  Stuart Kutchins Inverness
- Jesse Zbaras Jesse Zbaras Fairfax
- Juan Miguel Hernandez SAN RAFAEL

524
46
—
278

PETITION TO BAN THE USE OF FUEL POWERED
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SIGN	NAME PRINT	CITY
	Nate Cherier	Fairfax CA
	Devon Johnson	Fairfax Ca (94938)
	John Caruso	Sausalito CA 94967 Fairfax CA

696 Mark Dray Mark Gasaway 225 2nd St E.
SOMONA, 95476
Lloyd Madden Eugene, OR # 26

Dirk Gijlaas 60 PASTORI AVE FAIRFAX CA 94930

IVAN DAVID Fairfax
Alan Ken 444 Scribble
Fairfax CA
FFX

Neil vander Plas San Rafael CA
Nancy Bingen Nancy Bingen Woodacre
Juan Tapia San Rafael
Mike Sears Mike Sears San Rafael

PETITION TO BAN THE USE OF FUEL POWERED
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672 Natalie Chapman
 HOBART BARTSHIRE
 Alfred Auger
 Deanault
 676 MARY SHIFFLET
 KAREN VANMETER
 Jay Potter
 ILAN BLISKA
 ROBERT CASCAW

~~Mary Shifflet~~
~~[Signature]~~
 Deanault
 MARY SHIFFLET
~~[Signature]~~
~~[Signature]~~

FAIRFAX, CA
 19 HILLSIDE FAIRFAX
 53 Taylor Dr, FAIRFAX
 321 CYRICK
 BELLING WAY W
 170 CAMEON RD EFR
 Woodacre
 San Rafael
 106 MADON RD
 FAIRFAX CA 949
 Fairfax CA
 San Anselmo, CA

Holley Shafer
 Gio Licvano

Holley Shafer
 Gio Licvano

Bill Lesconier

Leschi

FAIRFAX, CA

PHILIP & MELINDA
 ANDERSON II

Philip & Melinda

FAIRFAX, CA

686 Melinda Labrie
 Denise Labrie
 Keira Johnson
 NA COLBY BELLONIMA
 Chris Whinn

Melinda Labrie
 Denise C. Labrie
 Keira Johnson
 NA COLBY BELLONIMA
 Chris Whinn

FAIRFAX CA
 FAIRFAX CA
 Fairfax, CA
 Fairfax, CA
 Anna Altman

691 Christine Colby

Christine Colby

Fairfax CA

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Mike Jackson	Mike Jackson	San Rafael
Clayton Kirsinger	Clayton Kirsinger	San Rafael
Mike Gordon	Mike Gordon	Fairfax
Nicole Farkas	Nicole Farkas	Fairfax
Guadalupe Alvarez	Nancy Clothier	Fairfax
C. E.	Guadalupe Alvarez	San Rafael
Amittans	Benton Eala	Inverness
Christophe Jammet	JoAnne Harris	New York City
Christophe Jammet	Christophe Jammet	NYC
Kathy Flores	Rick Grant	Fairfax
Babette Shine	Kathy Flores	Fairfax
Cliff Park	Babette Shine	Fairfax
Vicki Bornstein	Corw BIRZWE	JW ROPAK
Kathleen Thomas	Vicki Bornstein	Fairfax
D.B. Guidinger	Kathleen Thomas	Fairfax
Yoshiko Yamaguchi	D.B. Guidinger	Fairfax
Abby Cunningham	Yoshiko Yamaguchi	Fairfax
Jayne Meyer	Abby Cunningham	SAN ANSELMO
Dana Noland	Jayne Meyer	Fairfax
	Dana Noland	WOODBRIDGE

339
 636

641

650

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- 610 - John Cow Fairfax John
- 6 EDMUNDO VASQUEZ SAN ANSELMO Ed Vasquez
- Tami Miller San Anselmo Tami Miller
- Savannah Whitman Fairfax Savannah Whitman
- Monique Topzand Monique Topzand
- Lucy Topzand Lucy Topzand
- David Colardo FAIRFAX DAVID COLARDO
- Shilpa Kamat Sebastopol
- Liz Szilagyi Palo Alto Liz Szilagyi
- Arthur Mechi
- ERIE INGERSON San Anselmo CA ERIE INGERSON
- SIERRA SALIN FAIRFAX 94930
- Michelle Nidder 95060
- Robert Licht Woodacre 94973
- Robert Licht
- Ariss Licht Woodacre 94973
- Sherna DeLucia 94930
- Fatih Ural 94936
- [Signature] 94936

~~20~~

PETITION TO BAN THE USE OF FUEL POWERED
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590 Serra Fern Fairfax Serraferr
ANN PETERSON Ann Peltan Sanjos
James Baum
Uriel Sutt
Nicasio
Norwich, CT
Fairfax
S.F.
KIMIZOFF NOVOTRAS ANTIUCH CA
Sobira Medel

Christa Santay 25 alto ave San Anselmo CA

Suzette Chaumette 20 Redjet Fawcove CA
San Leandro, CA
Oakland, CA

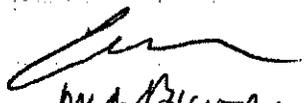
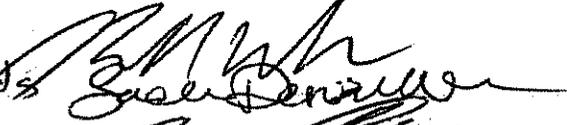
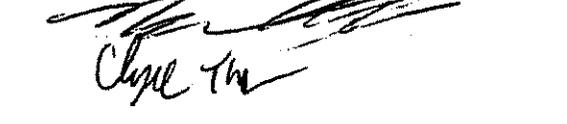
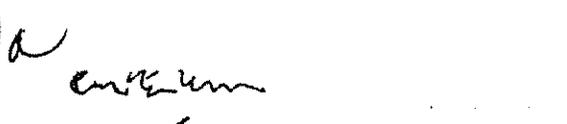
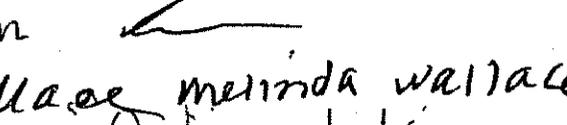
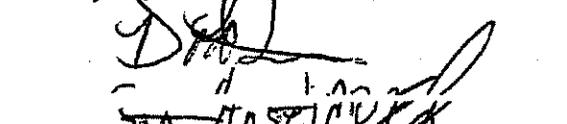
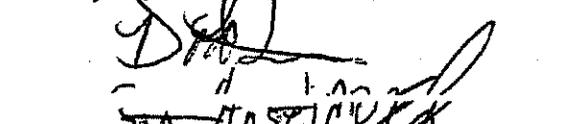
Petrucci de Cavour
Tercin Chomphel 3203 Yosemite Ave El Cerrito CA 9453
Pablo Soto
Guy de Chodus San Leandro, Ca.
Castellon CA

Arbor McCauley Greenbrae CA
Matthew Edward Fairfax CA
AYMAN Ahmad San Mateo CA

TOD ALVORD
LORRAE CARDENAS Legueltas
San Rafael

REBECCA HANMITH 4 TRINITY VISTA, CORTE
MADERA
Claire Gilbert Claire Gilbert FAIRFAX 94925

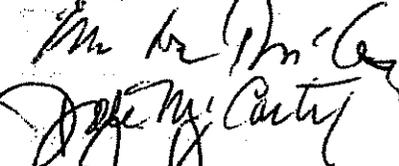
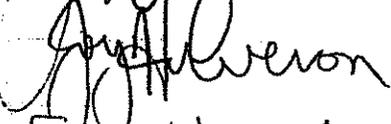
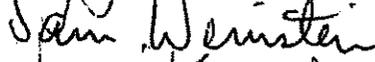
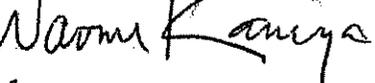
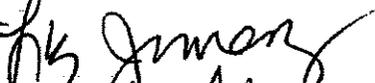
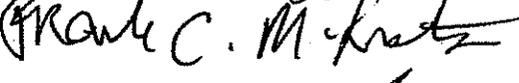
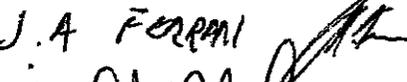
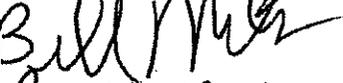
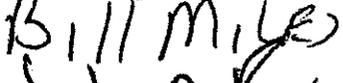
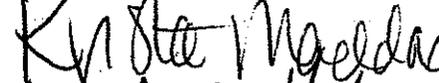
**PETITION TO BAN THE USE OF FUEL POWERED
YARD BLOWERS WITH THEIR ASSOCIATED NOISE,
FUMES & DUST INCLUDING BRAKE DUST (ASBESTOS)
IS BEING STIRRED UP INTO OUR BREATHING AIR.**

Andre Find	ANDRE FIND	SAN ANSELMO
Shelbi Bennett	Melinda Berchert	Fairfax
	Coby Friedman	Fairfax
Mark Poyner	MARK BRAUNZONT	S.A.
John Paul	J Brook	FX
STO Hill	THOMAS SELLERS	FX
Walter Kassoway	Walter Kassoway	FX.
Margie Kuzman	MARGIE KUZMAN	San Rafael
Robin Brunner	Robin	Tand
Quane Elgin	Dudue Elgin	Fairfax
STANLEY DIEVE		Fairfax
Mark Dieve		Fairfax
Russell Woods		Robert Park
Sue Ann Denison-Woods	Sue Ann Denison	Robert Park
Brad Schwan		Fairfax
Clyde Taylor	Clyde Taylor	Fairfax
Anne Siembieda		Fairfax
CHRIS WEAR	Chris	Fairfax
Sco H. Amann		Fairfax
Melinda Wallace	Melinda Wallace	Pt Reyes Str
Selena Martinez	Selena Martinez	Fairfax
MARK ARSEFIELD	MARK ARSEFIELD	SAN ANSELMO
		Novato
San Anselmo	San Anselmo	San Anselmo
Menlo Park	Menlo Park	Menlo Park

PETITION TO BAN THE USE OF FUEL POWERED YARD BLOWERS WITH THEIR ASSOCIATED NOISE, FUMES & DUST INCLUDING BRAKE DUST (ASBESTOS) IS BEING STIRRED UP INTO OUR BREATHING AIR.

- John Lewis 89. PACHE FAIRFAX CA
- Tom Romano 600 BOUNAS RD FAIRFAX T.M. ROMANO
- Andy [unclear] 2750 Gorgier, Richmond CA 94804
- [unclear] 214 The Alameda San Anselmo CA 9496
- Will [unclear] 214 The Alameda San Anselmo, CA 9496
- [unclear] 18 MILLSIDE DR. FAIRFAX CA 94930
- Donna [unclear] 14 MORN ST San Rafael CA 94901
- Ann [unclear] 180 Center Blk FAIRFAX CA 94930
- Frank [unclear] P.O. BOX 5 SAN ANSELMO CA 94960
- Madeline [unclear] 1304 GRAND AVE, SAN RAFAEL, CA
- Vidya [unclear] PO 139 FAIRFAX CA 94930 94901
- Elena Booth 53 Taylor Dr Apt. 303 FAIRFAX, CA 9493
- SUSAN EZRA 80 TAYLOR DR FAIRFAX CA 94930
- MIMI [unclear] 1212 A St Francis Drive Blvd SAN ANSELMO
- John Knoles 1212 A St Francis Drive Bl CA 94960
- Judy Malone 49 MAZONITA Rd KROGER
- RICK WALT 822 VANDOLA DR. SAN RAFAEL 94903
- Phaedra [unclear] Jane. wolfgang. @ mac.com
- Kathleen [unclear] Angel [unclear] @ [unclear].com
- Mark [unclear] 206 Cascade Dr FAIRFAX
- MARK Gershon

PETITION TO BAN THE USE OF FUEL POWERED
 YARD BLOWERS WITH THEIR ASSOCIATED NOISE,
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 IS BEING STIRRED UP INTO OUR BREATHING AIR.

	Kathleen C. Donnelly	Fairfax
	Michael McCarty	Fairfax
	DACE McCARTY	Fairfax
	Jan Dvorak	Woodacre
	Jay Halverson	Woodacre
	SAM WEINSTEIN	Berkeley
	Naomi Kaniya	BERKELEY
	ERIC AUSTHALER	FAIRFAX
	Liz Jimenez	SONOMA
	BOBBI STOCZYNSKI	FAIRFAX
	FRANK McLISTER	"
	J.A. FERRELL	SAF RUSLAND
	Bill Miles	189 FRUSTUCK
	Bill Miles	FAIRFAX
	John Evans	Mill Valley
	Krista Nagelac	Mill Valley
	Scott Lilly	Fairfax
	JAMES CONWAY	SA

PETITION TO BAN THE USE OF FUEL POWERED
YARD BLOWERS WITH THEIR ASSOCIATED NOISE,
FUMES & DUST INCLUDING BRAKE DUST (ASBESTOS)
IS BEING STIRRED UP INTO OUR BREATHING AIR.

- 221 Opelia Frenz Bennett House FFX
- 221 ~~Christine Healy~~ B. BENNETT HOUSE FFX
- Jane Kunz #8 Taylor Truifop FFX
- L Holtzclaw #117 Lillie Holtzclaw FFX
- ~~Jan~~ Jan Rolano #206 BENNETT FFX
- 512 Aase Christensen #201 Bennett FFX
- Ed O'Neil #202 BENNETT FFX
- #305 Maltin Lyg BENNETT FFX
- 227 Keny Miller BENNETT HOUSES FFX
- 227 Barbara Polarca BENNETT HOUSES FFX
- Brod Flaherty 1334 FOURTH ST. San Rafael 94901 #12
- 518. Donald D Ayls 23 Davenport Ct, San Rafael
- Michael Owen 32 Wimbledon Lane, Fairfax 94930
- Jens Baker 418 BOLINAS RD - FAIRFAX 94930

(Signature) Fairfax
Georgina Pagan

xll
427 Mary
514

Fairfax

PETITION TO BAN THE USE OF FUEL POWERED YARD BLOWERS WITH THEIR ASSOCIATED NOISE, FUMES & DUST INCLUDING BRAKE DUST (ASBESTOS) IS BEING STIRRED UP INTO OUR BREATHING AIR.

484

4th ~~Hyland~~ 9 Arroyo rd Fairfax

Megan ~~Gleason~~ 9 Arroyo rd Fairfax

~~W. Singh~~ (VISHAY SINGH)
~~John K. Kalins~~ 1928 Poplar Ave Richmond
~~Steve Wally~~ Bryan Woolley

491

~~NS~~ Nava Judick FFX

492

JASH BUTLER Josh Butler

~~RD~~ Peter Brastow San Anselmo

493

~~Fent~~ Ruah Wild - G'Brae

494

Bode Clifton Bate Berkeley

#101

Marrin E. Fisher 53 TAYLOR DR, FAIRFAX
~~Bob~~ 132 Tanglewood S.F.

~~Stephanie Harris~~ Stephanie Harris

498

~~Aiden Van Voorhes~~ Aiden Van Voorhes FFX

499

Heather Zoued 10 Claus Circle, Fairfax, CA

500

~~Carly~~ 11 Chester Ave Fairfax 94930

501

Paul W. Boynton 11 Chester Ave. Fairfax, CA 9493
~~Mari-José~~ Marc. Guerneville CA 95444

503

~~Kyle~~ 10 DETUVIA ST. SAN RAFAEL CA. 94

504

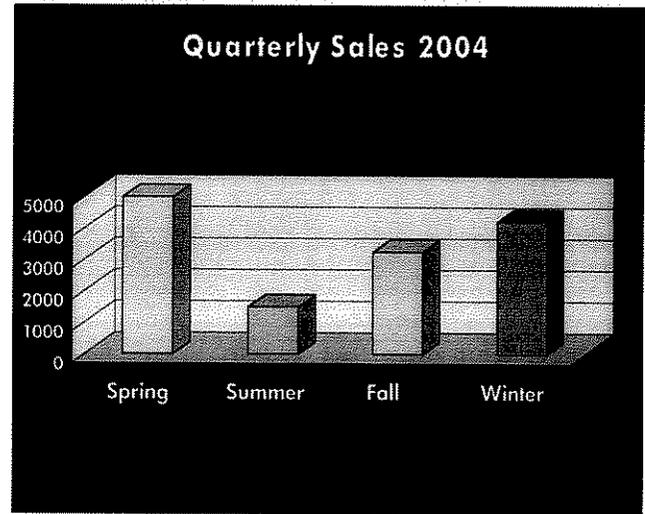
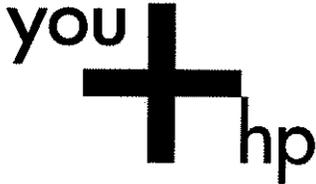
KATHY GALLAGHER 71 Park Rd Fairfax CA 94930

MEGAN O'BRIEN ~~Wally~~ Corte Madera, CA. 94925

PETITION TO BAN THE USE OF FUEL POWERED
YARD BLOWERS WITH THEIR ASSOCIATED NOISE,
FUMES & DUST INCLUDING BRAKE DUST (ASBESTOS)
IS BEING STIRRED UP INTO OUR BREATHING AIR.

- Daniel Model, III 107 Piper Ct. Fx 94930
STEPHEN LEIPER 170 SCENIC RD FAIRFAX 94930
Loni Ashton 780 Bolinas Rd 94930
Laura Bourbon 33 Merwin St #2 FX 94930
Wayne Smeaton 173 Castorale Rd FX
Lyn Matson 6 Marinda Ct Fairfax 94930
Peter Kilken 53 Taylor Dr. Fairfax 94930
Heidi Perry 8 Rocca Dr Apt. 1 Fairfax 94930
Damion Brown 24 Bolinas Rd FAIRFAX 94950 #.
Jimell Miller 127 Piper Court Fairfax 94930
Johnny Scioroz 1075 Rowan Berkeley
Desiree Denunzio 51 Tamalpais Rd Fairfax CA 94930
Nana Lopes 780 Lucard Valley
Helena Lopes
Sean Hogan 416 Talbot Ave Albany CA 9472
TOM COETTO Tom Deedo 200 BOLINAS ROAD #41 FX
FAIRFAX, CA 94930
DIAM Tyler 06B430LX Desiree Downs
Pat Tyler 11 FAIRFAX 1255 N HUDSON AVE
PASADENA CA 91104
ROBIN DELL 325 ROWLAND BLVD
NOVATO, CA 94947 Robin C. Dell
6691 Sunbeam Dale 94933

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* HP LaserJet 1022n and 1022nw

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RESOLUTION NO. 13-3

A RESOLUTION OF INTENTION OF THE FAIRFAX TOWN COUNCIL DIRECTING THE PLANNING COMMISSION TO AMEND CHAPTER 8.20, NOISE, OF THE FAIRFAX TOWN CODE TO REGULATE THE USE OF LEAF BLOWERS AND OTHER POWER EQUIPMENT

WHEREAS, the Fairfax Town Council, having conducted a public hearing at their January 10, 2013 regular meeting, has directed staff to initiate an ordinance for consideration that will regulate the use of leaf blowers and other power equipment within the Town limits;

WHEREAS, the Fairfax Town Council has determined that it is in the best interests of the citizens of Fairfax to minimize the impacts of these blowers which have the potential to create significant clean-air and health impacts for the community because they disturb ground-borne particulate matter. Ground-borne particulate matter, when airborne, can be ingested by the general public potentially affecting long term health;

WHEREAS, the Fairfax Town Council has determined that the use of leaf blowers and other power equipment in the community negatively impacts the quality of life enjoyed by residents through the creation of excessive noise during times when residents are in their homes and/or on their property;

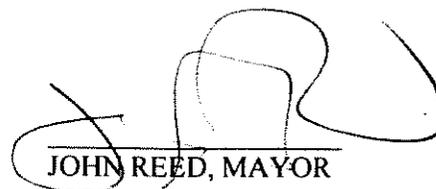
NOW THEREFORE, BE IT RESOLVED,

We, the Fairfax Town Council, direct staff to initiate a proposed amendment to Chapter 8.20, Noise, of the Fairfax Town Code, seeking to regulate the use of leaf blowers and other power equipment to include but not be limited to:

- 1) when the ordinance will take effect (i.e. 6 months after adoption);
- 2) limiting the times and days of the week the blowers and other power equipment can be operated;
- 3) encouraging persons operating leaf blowers or other power equipment to ensure that leaves, dirt and other debris are not blown onto adjoining private or public properties;
- 4) providing for an exception to the ordinance in the case of hardship due to owner infirmity or size of a property;
- 5) whether or not to include both leaf blowers and other power equipment in the regulations;
- 6) inclusion of an exemption during states of declared emergency as determined by the Town Manager;
- 7) whether authorized Town Employees operating leaf blowers on public property during regular business hours should be exempt from the regulations and,
- 8) providing for penalties for violations. We further direct Staff to send the proposed amendment to the Planning Commission for their review and possible action at the regular March 21, 2013, meeting of the Fairfax Planning Commission.

The foregoing resolution was duly presented and adopted at the regular meeting of the Fairfax Town Council of the Town of Fairfax held in said Town on the 10th day of January 2013 by the following vote to wit:

AYES: Bragman, Hartwell, O'Neil, Reed, Weinsoff
NOES: None
ABSENT: None


JOHN REED, MAYOR

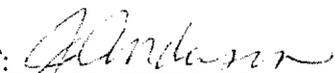
ATTEST: 
Judy Anderson, Town Clerk

EXHIBIT # B

benefits to the Town and she strongly urged the Council to support their request.

M/S, O'Neil/Weinsoff, Motion to adopt Resolution No. 13-2, a Resolution of the Town Council of the Town of Fairfax approving the Option Agreement for the Upper Ridgeway properties and authorizing the Town Manager to exercise the option and accept the properties on behalf of Town.

AYES: All

The Council took a 10-minute break at 8:40 p.m.

Discussion/Consideration of possible adoption of Resolution 13-3 directing the Planning Commission to draft an ordinance to regulate leaf blowers in the Town of Fairfax- Planning

Planning Director Moore presented a staff report.

Councilmember Weinsoff asked if the proposal was to ban gas leaf blowers and not leaf blowers in general. Planning Director Moore stated "yes".

Councilmember O'Neil stated he was under the impression that the main concern was the noise or decibel level generated from these devices.

Mayor Reed stated the concern was with the noise generated from these devices along with the health issues.

Councilmember Bragman stated there were other power tools that disturb residents and noise disturbance has become a "hot-button" issue. Perhaps the Noise Ordinance should be reviewed. He referred to the resolution and suggested the deletion of the word "gas" throughout and the addition of the words "other power equipment" after the reference to leaf blowers.

Mr. Doug Green, Taylor Lane, stated he was concerned about his health, global warming, and wildlife. He would like to see a total ban on leaf blowers.

Mr. Tony Yudice stated it all comes down to civility and being courteous to neighbors. The main issue seems to be about noise and perhaps there should be a limit to the size of the engines.

Mr. Lou Vaccaro stated he has a large piece of property and he needs to use a leaf blower. He cautioned the Council about "opening a can of worms".

Ms. Connie Briso, Meadow Way, stated there has been a large increase in the use of leaf blowers in the canyon and this was a quality of life issue.

Councilmember Hartwell-Herrero stated they should take into consideration the impacts to wildlife and the proximity to neighbors.

M/S, Bragman/O'Neil, Motion to adopt Resolution No. 13-3, a Resolution of the Town Council of the Town of Fairfax directing the Planning Commission to draft an ordinance to regulate leaf blowers in the Town of Fairfax as amended by staff and Council.

AYES: All

Adoption of Resolution No. 13-4, a Resolution of the Town Council of the Town of Fairfax in Support of the Principles set forth by the Nationwide "Mayors Against Illegal Guns"- Reed/Weinsoff

Councilmember Weinsoff asked the Council to support the principles being forwarded by this

Chapter 9.20

UNNECESSARY NOISE

Sections:

- 9.20.010 Unnecessary noises generally prohibited.
- 9.20.020 Auto body repair.
- 9.20.030 Power-driven machinery and portable gasoline engine-powered blowers requiring permits.
- 9.20.035 Construction.
- 9.20.040 Musical instruments.
- 9.20.050 Animals and fowl.
- 9.20.060 Holidays defined.
- 9.20.070 Exhaust pipe required for gasoline, etc., motor.
- 9.20.080 Loudspeakers.
- 9.20.090 Permit required when no other procedure is applicable.
- 9.20.100 Violations—Criminal penalties.

9.20.010 Unnecessary noises generally prohibited.

No person shall make, cause, suffer or permit to be made or caused, upon any premises owned, occupied or controlled by such person, or upon any public roadway, sidewalk, path or public right-of-way, any unnecessary noises or sounds which are annoying to persons of ordinary sensitiveness, which are loud and raucous or which are so harsh or so prolonged, or unnatural, or unusual in their intensity, time or place of occurrence as to occasion discomfort to the inhabitants of this town or any number thereof.

If any section, subsection, sentence, clause, phrase, or portion of this section for any reason is held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this section. The town council further declares that it would have passed this and each section, subsection, sentence, clause, phrase, or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared unconstitutional on their face or as applied (Ord. 599, 2007; Ord. 267 §4(part), 1967: prior code §4350).

9.20.020 Auto body repair. No person shall at any time repair any auto body or fender unless within a completely enclosed building and the noises from the repairs are reasonably confined within and to the building. (Ord. 267 §4(part), 1967: prior code §4351 (part)).

9.20.030 Power-driven machinery and portable gasoline engine-powered blowers requiring permits. (a) It is unlawful for any person within the town limits to operate any portable gasoline powered machine to blow leaves, dirt and other debris off sidewalks, driveways, lawns or other surfaces.

Notwithstanding the prohibition of this subsection, the director of public works may issue permits to property owners to use gasoline engine powered blowers between the hours of nine a.m. to five p.m. Monday through Friday, provided the noise level of the blower to be used measures less than seventy-two decibels at no more than fifty feet distance, and provided a hardship or special circumstance is shown based on either (1) infirmity; or (2) property size

greater than one acre. A permit may be issued only if contiguous neighbors do not object.

(b) It is unlawful for any person within the town limits to engage in the use of power-driven machinery or equipment for yardwork activity before eight a.m. or after five p.m., Monday through Friday of each week and not at any time on Saturday, Sunday, or other holidays listed in Section 9.20.060; except that:

The use of power-driven machinery or equipment operated solely by the owner of the property for yardwork is allowed on Saturdays between the hours of nine-thirty a.m. and four p.m. Power mowers only may be used by gardeners working on Saturdays between the hours of nine-thirty a.m. and four p.m..

The director of public works may, on a finding of good cause, grant written exceptions to these time limitations. Such permission must be obtained prior to the commencement of any work outside the prescribed hours.

Emergency Situations. Power equipment may be used at any time should an act of nature create a dangerous or hazardous situation.

(c) The public safety department may issue citations to property owners of one hundred dollars per offense for violations of this section. (Ord. 554, 2000; Ord. 553 (part), 2000; Ord. 515 §2, 1993; Ord. 477 §1, 1990; Ord. 465 §1, 1988; Ord. 267 §4(part), 1967; prior code §4351(part)).

9.20.035 Construction. (a) It is unlawful for any person or construction company within the town limits to perform any construction operation before eight a.m. or after five p.m., Monday through Friday of each week and not at any time on Saturday, Sunday, or the other holidays listed in Section 9.20.060; except that:

(1) Work done solely in the interior of a building or structure, the performance of which does not create any noise which is audible from the exterior of the building or structure; or

(2) Work actually physically performed solely by the owner of the property, on Saturday between the hours of ten a.m. and four p.m. and not at any time on Sundays or other holidays listed in Section 9.20.060 herein;

Upon issuance of a building permit property owners and construction company representatives for the project will be issued a copy of the ordinance codified in this section.

(b) Fines for violations:

(1) First Offense. The public safety department will issue a warning.

(2) Second Offense. A citation will be issued to the property owner or the construction company representative. A fine of two hundred fifty dollars will be levied.

(3) Third Offense. A citation will be issued to the property owner or the construction company representative. A fine of five hundred dollars will be levied.

(4) Fourth Offense. A citation will be issued to the property owner or the construction company representative. A fine of seven hundred fifty dollars will be levied.

(5) Fifth Offense. A citation will be issued to the property owner or the construction company representative. A fine of one thousand dollars will be levied.

(6) Sixth Offense. The job will be red tagged and work suspended pending a show cause hearing by the town council. (Ord. 553 (part), 2000).

CITY OF ST. HELENA

ORDINANCE NO. ____

**AMENDING CHAPTER 8.24 “NOISE”
OF THE ST. HELENA MUNICIPAL CODE
TO REGULATE THE USE OF LEAF BLOWERS**

The City Council of the City of St. Helena does hereby ordain as follows:

SECTION 1: In order to secure and promote the public health, comfort, safety and welfare, and to protect the rights of its citizens to privacy and freedom from nuisance, it is the purpose of this ordinance to prohibit unnecessary, excessive and annoying noise from leaf blowers at levels which are detrimental to the health and welfare of the community, and to minimize airborne dust and exhaust emissions from leaf blowers.

SECTION 2: Section 8.24.005 “Definitions” is hereby added to Chapter 8.24 “Noise” of the St. Helena Municipal Code to read as follows:

8.24.005 Definitions.

“Leaf blower” means a portable machine, powered by a gasoline or electric motor, used to blow, displace or vacuum leaves, dirt and debris.

SECTION 3: Section 8.24.010 “Unnecessary noises generally” of Chapter 8.24 “Noise” of the St. Helena Municipal Code is hereby amended to read as follows:

8.24.010 Unnecessary noises generally.

A. It is unlawful for any person to cause or produce any unnecessary noise which can be heard outside of any building by attaching any noise-producing attachment to any vehicle; or blowing or ringing any horn, whistle or bell; by operating a loudspeaker, public address system or sound amplification system; or by making any other loud or unusual noise which disturbs the peace of any other persons, unless a permit to cause or produce the noise shall be first obtained from the chief of police.

B. Between the hours of ten p.m. and seven a.m. next ensuing, no commercial or other activity shall be conducted upon any privately owned real property within the city which activity creates noise which can be heard at the property line of any parcel of real property within the city, unless a permit shall first have been secured from the chief of police.

EXHIBIT # E

C. Notwithstanding the provisions of subsection B of this section activities associated with commercial and residential construction projects by contracted services shall be regulated as follows:

1. Monday through Saturday. Construction activities which generate noise that can be heard at the property line of any parcel of real property within the city limits shall be limited to eight a.m. to five p.m. Delivery of materials/equipment and cleaning and servicing of machines/equipment shall be limited to seven a.m. to six p.m. Exceptions to these time restrictions may be granted by the public works director for one of the following reasons: (a) inclement weather affecting work; (b) emergency work; or (c) other work, if work and equipment will not create noise that may be unreasonably offensive to neighbors as to constitute a nuisance. The city engineer must be notified and give approval in advance of such work.

2. Sundays and Holidays (Federal and Local). No construction activities allowed which generate noise that can be heard at the property line of any parcel of real property within the city limits.

D. Notwithstanding the provisions of subsections B and C of this section activities associated with landscape maintenance by contracted services which generate noise that can be heard at the property line of any parcel of real property within the city limits shall only be allowed Monday through Saturday from eight a.m. to five p.m. and are prohibited on Sundays and holidays (federal and local).

E. Leaf blowers.

1. Effective July 1, 2013, it shall be unlawful for any person to operate any gas-powered leaf blower other than a gas-powered leaf blower that bears a manufacturer's label indicating a noise level designation not exceeding 65 dB(A) at a distance of 50 feet utilizing American National Standard Institute ("ANSI") B175.2 methodology. All such leaf blowers shall be operated with all mufflers, full extension tubes, shrouds and sound-attenuating devices supplied by the manufacturer for that leaf blower and shall be maintained in sound operating condition. This paragraph shall not apply to electric leaf blowers.

2. The operation of lawful gas-powered and electric leaf blowers on all streets and parcels within the city, except for those areas designated in subsection 3 of this section, shall be allowed between nine a.m. and four p.m. Monday through Friday, between ten a.m. and three p.m. on Saturdays, and between ten a.m. and twelve p.m. on Sundays.

3. The operation of gas-powered and electric leaf blowers on all parcels on Main Street between Pine Street and Grayson Avenue shall be allowed between five a.m. and three

p.m. Monday through Friday, between ten a.m. and three p.m. on Saturdays, and between ten a.m. and twelve p.m. on Sundays.

4. It shall be unlawful to operate gas-powered and electric leaf blowers on federal and local holidays.

5. The operation of gas-powered and electric leaf blowers shall be exempt from the permit requirement of Section 8.24.010.A.

F. Any person desiring to obtain a permit under this section shall file a written application stating the permit desired, the name and address of the applicant, the reason why he or she desires the same and the place where and the particular time when he or she desires to exercise the same.

G. The chief of police shall grant such permit if it reasonably appears that: (1) the activity is otherwise permitted under this code; and (2) the benefit to be derived by the applicant from conducting such activity at the time and place specified in the application outweighs the detriment to be suffered by the neighborhood, by neighboring residents, and by the city's residents generally.

H. Violation of this section shall constitute a public nuisance and an infraction.

SECTION 4: CEQA. The project is exempt under CEQA Guideline Section 15061, the "common sense exemption," because it can be seen with certainty that the activity, the adoption and implementation of the new leaf blower regulations adopted by this ordinance, will not have a significant effect on the environment. The ordinance simply amends the City's existing regulations governing noise from landscaping activities, and imposes new restrictions that, if anything, will operate to reduce noise and emission impacts associated with leaf blowers. The project is also exempt under CEQA Guideline Section 15308 because it is an action taken by a regulatory agency for the protection of the environment. The ordinance would further limit unnecessary, excessive and annoying noise from leaf blowers and minimize airborne dust and exhaust emissions from leaf blowers.

SECTION 5: Severability. The City Council hereby declares every section, paragraph, sentence, cause and phrase is severable. If any section, paragraph, sentence, clause or phrase of this ordinance is for any reason found to be invalid or unconstitutional, such invalidity, or unconstitutionality shall not affect the validity or constitutionality of the remaining sections, paragraphs, sentences, clauses or phrases.

SECTION 6: Inclusion in the St. Helena Municipal Code. It is the intention of the St. Helena City Council that the text in Sections 2 and 3 be made a part of the St. Helena Municipal Code

and that the text may be renumbered or relettered and the word "Ordinance" may be changed to "Section," "Chapter," or such other appropriate word or phrase to accomplish this intention.

SECTION 7: The City Council shall review the implementation of the ordinance at its public meeting approximately one year after the ordinance takes effect.

SECTION 8: This ordinance shall take effect and be in force 30 days after its adoption, and a summary of this ordinance shall be published once with the names of the members of the Council voting for and against the ordinance in the St. Helena Star, a newspaper of general circulation published in the city of St. Helena.

THE FOREGOING ORDINANCE was introduced at a regular meeting of the St. Helena City Council on the 9th day of October, 2012, and was adopted at a regular meeting of the St. Helena City Council on the ____ day of _____, 2012 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Delford Britton, Mayor

ATTEST:

Delia Guijosa, City Clerk