



OFFICE OF SELECT BOARD
333 WASHINGTON STREET
BROOKLINE, MA 02445
(617) 730-2200

NOISE BY-LAW WAIVER

Company Name: Skanska USA Building, Inc.

Contact Information: Mike Gear - 781-953-8399, Rob Mulligan - 617-212-9958
Mike Pugh - 617-212-6697

Location: Brookline High Expansion Work: 111 Cypress St
MBTA Brookline Hills Station Work: Tappan St

Date(s): October 22, 2020 to April 22, 2021

Time: Weekdays: 7:01 PM to 6:59 AM
Weekends: 6:01 PM to 8:29 AM

Requesting extension of time? Yes No

If yes, until what time?: _____

Will you be working overnight?: Yes No

If yes why?: The MBTA specifically prohibits any construction operations next to or over the
right-of-way that have potential to adversely impact the operations of MBTA
revenue service during normal MBTA operating hours (5:00 AM to 1:30 AM),
leaving the allowable work hours for those activities between 1:31 AM and 4:59
AM.

From time to time, the MBTA may permit an early access period for which the
allowable work hours are approximately 10:00 PM to 3:00 AM.

From time to time, the MBTA may permit a weekend service interruption for which
the allowable work hours are approximately Friday at 10:00 PM to Monday at 3:00
AM.

Attach detailed description of work being done.

Rob Mulligan SKANSKA
Signature

9/28/20
Date

PERMITS FOR EXEMPTIONS FROM THIS BY-LAW
SECTION 8.15.7

- (a) The Select Board, or designee, may give a special permit
- (i) for any activity otherwise forbidden by the provisions of this By-law,
 - (ii) for an extension of time to comply with the provisions of this By-law and any abatement orders issued pursuant to it, and
 - (iii) when it can be demonstrated that bringing a source of Noise into compliance with the provisions of this By-law would create an undue hardship on a person or the community. A person seeking such a permit should make a written application to the Select Board, or designee. The Town will make all reasonable efforts to notify all direct abutters prior to the date of the Select Board meeting at which the issuance of a permit will be heard.
- (b) The applications required by (a) shall be on appropriate forms available at the office of the Select Board. The Select Board, or designee, may issue guidelines defining the procedures to be followed in applying for a special permit. The following criteria and conditions shall be considered:
- (1) the cost of compliance will not cause the applicant excessive financial hardship;
 - (2) additional Noise will not have an excessive impact on neighboring citizens.
 - (3) the permit may require portable acoustic barriers during Night.
 - (4) the guidelines shall include reasonable deadlines for compliance or extension of non-compliance.
 - (5) the number of days a person seeking a special permit shall have to make written application after receiving notification from the Town that (s)he is in violation of the provisions of this By-law.
- (c) If the Select Board, or designee, finds that sufficient controversy exists regarding the application, a public hearing may be held. A person who claims that any special permit granted under (a) would have adverse effects may file a statement with the Select Board, or designee, to support this claim.

SECTION 8.15.8 HEARINGS ON APPLICATION FOR PERMITS FOR EXEMPTIONS

Resolution of controversy shall be based upon the information supplied by both sides in support of their individual claims and shall be in accordance with the procedures defined in the appropriate guidelines issued by the Select Board.

October 2020

| SUNDAY | MONDAY | TUESDAY | WEDNESDAY | THURSDAY | FRIDAY | SATURDAY |
|---|---|--|--|--|---|---|
| 27 | 28 | 29 | 30 | 1 | 2 | 3 |
| 4 | 5 | 6 | 7 | 8 | 9 | 10 |
| 11 | 12 | 13 | 14 | 15 | 16 | 17 |
| 111 Cypress: Spray Fireproofing, Erect Structural Steel, Platform work. | 111 Cypress: Spray Fireproofing, Erect Structural Steel, Platform work. | Option: Spray Fireproofing, exterior façade installationEarly Access | Option: Spray Fireproofing, exterior façade installationEarly Access | Option: Spray Fireproofing, exterior façade installationEarly Access | 111 Cypress: Spray Fireproofing, Framing, Masonry, curtain wall installation Platform work. | 111 Cypress: Spray Fireproofing, Erect Structural Steel, Platform work. |
| 18 | 19 | 20 | 21 | 22 | 23 | 24 |
| 111 Cypress: Spray Fireproofing, Framing, Masonry, curtain wall installation Platform work. | 111 Cypress: Spray Fireproofing, Framing, Masonry, curtain wall installation Platform work. | Option: Spray Fireproofing, exterior façade installationEarly Access | Option: Spray Fireproofing, exterior façade installationEarly Access | Option: Spray Fireproofing, exterior façade installationEarly Access | 111 Cypress Street: Curtain wall, Masonry install. Platform work. | 111 Cypress Street: Curtain wall, Masonry install. Platform work. |
| 25 | 26 | 27 | 28 | 29 | 30 | 31 |
| 111 Cypress Street: Curtain wall, Masonry install. Platform work. | 111 Cypress Street: Curtain wall, Masonry install. Platform work. | Option: Spray Fireproofing, exterior façade installationEarly Access | Option: Spray Fireproofing, exterior façade installationEarly Access | Option: Spray Fireproofing, exterior façade installationEarly Access | 111 Cypress Street: Curtain wall, Masonry install. Platform work. | 111 Cypress Street: Curtain wall, Masonry install. Platform work. |
| 1 | 2 | <p>Notes: Work on the weekends for 111 Cypress St. steel erection is scheduled to start at 3:00 am on Saturday and conclude at 2:00 AM Monday. Work will occur during consecutive shifts. Noise By-Law Waiver/Select Board Approval requested for 10:00 PM - 8:29 AM Friday/Saturday, 6:00 PM - 8:29 AM Saturday/Sunday and 6:00PM - 1:00 AM Sunday/Monday.</p> <p>Noise-producing equipment includes mobile hydraulic crane, material handling equipment (tele-handler / fork lift), aerial lifts, welding machines, light towers, hand tools for exterior facade installationand over-the-road trucks.</p> | | | | |

*All dates and overall durations are subject to change pending MBTA approvals and revisions

November 2020

| SUNDAY | MONDAY | TUESDAY | WEDNESDAY | THURSDAY | FRIDAY | SATURDAY |
|---|---|--|--|--|---|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
| 111 Cypress: Curtain wall, Masonry install. Platform work. | 111 Cypress: Curtain wall, Masonry install. Platform work. | Option: Spray Fireproofing, exterior façade installation, Early Access | Option: Spray Fireproofing, exterior façade installation, Early Access | Option: Spray Fireproofing, exterior façade installation, Early Access | 111 Cypress: Curtain wall, Masonry install. | 111 Cypress: Curtain wall, Masonry install. |
| 8 | 9 | 10 | 11 | 12 | 13 | 14 |
| 111 Cypress: Curtain wall, Masonry install. | MBTA Shutdown: Curtain wall, Masonry install. | Option: Spray Fireproofing, exterior façade installation, Early Access | Option: Spray Fireproofing, exterior façade installation, Early Access | Option: Spray Fireproofing, exterior façade installation, Early Access | 111 Cypress: Curtain wall Install, Pre punchlist inspection, Masonry install | 111 Cypress: Curtain wall Install, Pre punchlist inspection, Masonry install |
| 15 | 16 | 17 | 18 | 19 | 20 | 21 |
| 111 Cypress: Curtain wall Install, Pre punchlist inspection, Masonry install | 111 Cypress: Curtain wall Install, Pre punchlist inspection, Masonry install | Option: Spray Fireproofing, exterior façade installation, Early Access | Option: Spray Fireproofing, exterior façade installation, Early Access | Option: Spray Fireproofing, exterior façade installation, Early Access | 111 Cypress: Final Curtainwall instalation, Masonry install, inspections, punchlist activites | 111 Cypress: Final Curtainwall instalation, Masonry install, inspections, punchlist activites |
| 22 | 23 | 24 | 25 | 26 | 27 | 28 |
| 111 Cypress: Final Curtainwall instalation, Masonry install, inspections, punchlist activites | 111 Cypress: Final Curtainwall instalation, Masonry install, inspections, punchlist activites | Option: Spray Fireproofing, exterior façade installation, Early Access | Option: Spray Fireproofing, exterior façade installation, Early Access | Option: Spray Fireproofing, exterior façade installation, Early Access | | |
| 29 | 30 | 1 | 2 | 3 | 4 | 5 |

6 7

Notes: Work on the weekends for 111 Cypress St. steel erection is scheduled to start at 3:00 am on Saturday and conclude at 2:00 AM Monday. Work will occur during consecutive shifts. Noise By-Law Waiver/Select Board Approval requested for 10:00 PM - 8:29 AM Friday/Saturday, 6:00 PM - 8:29 AM Saturday/Sunday and 6:00PM - 1:00 AM Sunday/Monday. Noise-producing equipment includes mobile hydraulic crane, material handling equipment (tele-handler / fork lift), aerial lifts, welding machines, light towers, hand tools for exterior façade installation and over-the-road trucks.

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April 2021

| SUNDAY | MONDAY | TUESDAY | WEDNESDAY | THURSDAY | FRIDAY | SATURDAY |
|--|--|---------|-----------|----------|--|--|
| 28 | 29 | 30 | 31 | 1 | 2 | 3 |
| | | | | | MBTA: Electrical cut-over at 'Bungalows' | MBTA: Electrical cut-over at 'Bungalows' |
| 4 | 5 | 6 | 7 | 8 | 9 | 10 |
| MBTA: Electrical cut-over at 'Bungalows' | MBTA: Electrical cut-over at 'Bungalows' | | | | | |
| 11 | 12 | 13 | 14 | 15 | 16 | 17 |
| 18 | 19 | 20 | 21 | 22 | 23 | 24 |
| 25 | 26 | 27 | 28 | 29 | 30 | 1 |
| 2 | 3 | Notes | | | | |

*All dates and overall durations are subject to change pending MBTA approvals and revisions