

New eComment for City Council Meeting (Closed Session - 6:00 PM and Regular Meeting - 7:00 PM)

Ryan Zachos submitted a new eComment.

Meeting: City Council Meeting (Closed Session - 6:00 PM and Regular Meeting - 7:00 PM)

Item: 5b) REPORT 18-0419 NUISANCE ABATEMENT OF PROPERTY AT 725 CYPRESS
(Community Development Director Ken Robertson)

eComment: As a resident of Loma Drive, I have not been negatively affected in any way by the operations of CrossFit Horsepower. I routinely experience noise from construction, from city maintenance operations, and from all the different types of vehicles which travel in and through my neighborhood. I have not once experienced any noise from the CrossFit gym. I did not sign the petition from complaining neighbors because I have not experienced the noise they are claiming is coming from the gym. After researching both sides, it is apparent that those in support of the nuisance abatement have no factual evidence that the gym has exhibited behavior which violates any law or code. More than simply abiding by the laws/codes, it seems as if the gym has gone above and beyond those regulations to institute other operating provisions in good faith to reduce any perceived noise, even though it was not required to do so. Complaints from the neighbors supporting this abatement are not evidence based. They are also negated by the fact that CrossFit Horsepower is in an industrial zone and has all of the rights of businesses in that zone to operate as a normal CrossFit gym. Some level of noise should be expected from residents bordering an industrial zone. If I moved next to a railroad track and complained about the noise from the train being a nuisance, or if I moved next to a park and complained about the noise from children/bouncing basketballs/etc being a nuisance, I would expect in both cases that my complaints would be dismissed as unfounded and irresponsible. If I move next to an industrial zone, I alone am responsible for dealing with the noise (or perceived noise) I move next to. It should be my responsibility to soundproof, or move to another location. The complaints in support of the abatement should be dismissed.

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