



Legislation Details (With Text)

File #: RES PH 22- 312 **Version:** 1

Type: Resolution-Public Hearing **Status:** Passed
In control: City Council
Final action: 10/19/2022

Title: Approving the application of Rock What You Got (KnowledgeSphere Inc) for a sound level variance in order to present amplified sound on October 29, 2022 at 425 Rice St - former Sears parking lot.

Sponsors: Russel Balenger

Indexes: Ward - 1

Code sections:

Attachments: 1. Application, 2. ENS#1, 3. Map, 4. Owners list, 5. Notice to Owners, 6. Letter to Applicant

Date	Ver.	Action By	Action	Result
10/20/2022	1	Mayor's Office	Signed	
10/19/2022	1	City Council	Adopted	Pass

Approving the application of Rock What You Got (KnowledgeSphere Inc) for a sound level variance in order to present amplified sound on October 29, 2022 at 425 Rice St - former Sears parking lot.

WHEREAS, Chapter 293 of the Saint Paul Legislative Code was enacted to regulate the subject of noise in the City of Saint Paul; and

WHEREAS, §293.09 provides for the granting of variances from the sound level limitations contained in §293.07, upon a finding by the City Council that full compliance with Chapter 293 would constitute an unreasonable hardship on the applicant, other persons or on the community; and

WHEREAS, Rock What You Got (KnowledgeSphere Inc), represented by Buffie Blesi, CEO, who has been designated as the responsible person on the application, has applied for a variance, for 110 dBA at no specified distance from the sound source at 425 Rice St - Former Sears Parking lot, to present amplified sound; and

WHEREAS, applicant has requested a variance for the hours from 12:00 p.m. to 6:00 p.m. with a pre-event sound check from 10:00 a.m. to 12:00 p.m. on October 29, 2022 for the Rise for Roe: A Get Out the Vote Concert; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified sound at 425 Rice St - Former Sears Parking lot; and

WHEREAS, the Department of Safety and Inspections has reviewed the application and has made recommendations regarding conditions for the variance. Now, therefore, be it

RESOLVED, that the Council of the City of Saint Paul hereby grants a variance to Rock What You Got (KnowledgeSphere Inc) for the Rise for Roe: A Get Out the Vote Concert, at 425 Rice St - Former Sears Parking lot, subject to the following conditions:

1) The Variance shall be for the hours of 12:00 p.m. to 6:00 p.m. with a pre-event sound check from 10:00 a.m.

to 12:00 p.m. on Saturday, October 29, 2022.

- 2) All electronically powered equipment used in conjunction with the event shall not exceed 90 dBA as measured at 50 feet from all sound sources.
- 3) The applicant shall provide personnel and equipment who shall provide continuous sound level monitoring at each sound mix during the hours of the variance.
- 4) All electronically powered equipment, PA systems, loudspeakers or similar devices shall be turned off no later than 6:00 p.m. October 29, 2022, the event date.
- 5) The variance is granted contingent upon the applicant gaining permission to use the space in which the event will take place.

FURTHER RESOLVED, that any violations of the conditions set forth above on the October 29, 2022 date may result in denial of future requests for the grant of a noise variance, in addition to any criminal citation which might issue.

Rock What You Got (KnowledgeSphere Inc), represented by Buffie Blesi, CEO, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present amplified sound, with limitations, from 12:00 p.m. to 6:00 p.m. with a pre-event sound check from 10:00 a.m. to 12:00 p.m. on October 29, 2022 at 425 Rice St - Former Sears Parking lot Chapter 293.09 provides for the granting of variances from the sound level limitations contained in Chapter 293.07.

Was proper notice given? YES - See Attachments