



Legislation Details (With Text)

File #: RES PH 23-72 **Version:** 1

Type: Resolution-Public Hearing **Status:** Passed
In control: City Council
Final action: 4/5/2023

Title: Approving the application of Skinner's Pub for a sound level variance in order to present amplified sound on Tuesdays, June 6 - September 26, 2023 at 919 Randolph Ave - Skinner's Pub.

Sponsors: Rebecca Noecker

Indexes: Ward - 2

Code sections:

Attachments: 1. Music On the Patio Application, 2. ENS.1, 3. map, 4. Music On The Patio.Notice to Owners, 5. Owner list, 6. Music On The Patio.Letter to Applicant

Date	Ver.	Action By	Action	Result
4/11/2023	1	Mayor's Office	Signed	
4/5/2023	1	City Council	Adopted	Pass

Approving the application of Skinner's Pub for a sound level variance in order to present amplified sound on Tuesdays, June 6 - September 26, 2023 at 919 Randolph Ave - Skinner's Pub.

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, Skinner's Pub, represented by Molly Skinner, Owner, who has been designated as the responsible person on the application, has applied for a variance, at a requested sound level limit of 85 dBA at no specified distance, to present amplified sound for the Music on the Patio Series at 919 Randolph Ave - Skinner's Pub; and

WHEREAS, applicant has requested a variance for the hours from of 7:00 p.m. to 9:00 p.m. with a pre-event sound check from 6:00 p.m. - 7:00 p.m. on Tuesdays, June 6 - September 26, 2023, except for July 4, for a Music on the Patio Series; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified sound at 919 Randolph Ave - Skinner's Pub; 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 Skinner's Pub, subject to the following conditions:

1) The Variance shall be for the hours from of 7:00 p.m. to 9:00 p.m. with a pre-event sound check from 6:00 p.m. - 7:00 p.m. on Tuesdays, June 6 - September 26, 2023, except for July 4, for a Music on the Patio Series.

- 2) All electronically powered equipment used in conjunction with the event shall not exceed 85 dBA 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 9:00 p.m. on Tuesdays, June 6 - September 26, 2023, except for July 4, the event dates.

FURTHER RESOLVED, that any violations of the conditions set forth above on the Tuesdays, June 6 - September 26, 2023 dates may result in denial of future requests for the grant of a noise variance, in addition to any criminal citation which might issue.

Skinner's Pub, represented by owner, Molly Skinner, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present amplified sound, with limitations, from 7:00 p.m. to 9:00 p.m. with a pre-event sound check from 6:00 p.m. - 7:00 p.m. on Tuesdays starting June 6 - September 26, 2023, except for July 4. 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