



Legislation Text

File #: RES PH 22-187, **Version:** 1

Approving the application of The Lab LLC for a sound level variance in order to present amplified sound on July 23, August 27 and September 24, 2022 at 767 Eustis Street North. - The Shed at The Lab. (To be withdrawn.)

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, The Lab LLC, represented by Lauren Bertrand, Taproom General Manager, who has been designated as the responsible person on the application, has applied for a variance, at a requested sound level limit of 80 dBA at no specified distance, to present amplified sound for the Top Truck Take Over (Saturday Series) at 767 N Eustis St. - The Shed at The Lab.; and

WHEREAS, applicant has requested a variance for the hours of 11:00 a.m. to 10:00 p.m., with a pre-event sound check from 10:30 a.m. to 11:00 a.m. on July 23, August 27 and September 24, 2022 for Top Truck Take Over (Saturday Series); and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified sound at The 767 N Eustis St. - The Shed at The Lab.; 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 The Lab LLC, subject to the following conditions:

- 1) The Variance shall be for the hours from of 11:00 a.m. to 10:00 p.m., with a pre-event sound check from 10:30 a.m. to 11:00 a.m. on Saturday, July 23, August 27 and September 24, 2022 for Top Truck Take Over (Saturday Series).
- 2) All electronically powered equipment used in conjunction with the event shall not exceed 80 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 10:00 p.m. on Saturday, July 23, August 27 and September 24, 2022 the event dates.

FURTHER RESOLVED, that any violations of the conditions set forth above on the July 23, August 27 and September 24, 2022 dates may result in denial of future requests for the grant of a noise variance, in addition

to any criminal citation which might issue.

The Lab LLC, represented by Lauren Bertrand, Taproom General Manager, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present amplified sound, with limitations, from 11:00 a.m. to 10:00 p.m., with a pre-event sound check from 10:30 a.m. until 11:00 a.m. on Saturday, July 23, August 27 and September 24, 2022. 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