



Legislation Details (With Text)

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In control: City Council

Final action: 6/12/2024

Title: Approving the application of Wabasha Brewing Co for a sound level variance in order to present amplified sound on Saturdays, June 15, July 6, July 20, and August 17, 2024 at 429 Wabasha St South.

Sponsors: Rebecca Noecker

Indexes: Ward - 2

Code sections:

Attachments: 1. Application, 2. ENS, 3. Map, 4. Notice to Owner, 5. Owners List, 6. Letter to Applicant, 7. Anne Kukowski public comment, 8. Lloyd & Kathryn Kottke public comment

Date	Ver.	Action By	Action	Result
6/13/2024	1	Mayor's Office	Signed	
6/12/2024	1	City Council	Adopted	Pass

Approving the application of Wabasha Brewing Co for a sound level variance in order to present amplified sound on Saturdays, June 15, July 6, July 20, and August 17, 2024 at 429 Wabasha St South. 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, Wabasha Brewing Co, represented by Cassidy Bruggeman, Events Manager, who has been designated as the responsible person on the application, has applied for a variance, for 80 dBA at no specified distance, to present amplified sound for the Summer Live Music series, at 429 Wabasha Street S; and

WHEREAS, applicant has requested a variance for the hours of 2:00 p.m. to 8:00 p.m. with a pre-event sound check at 1:30 p.m. on Saturdays, June 15, July 6, July 20, and August 17, 2024 for the Summer Live Music series; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified sound at 429 Wabasha Street S; 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 Wabasha Brewing Co, subject to the following conditions:

- 1) The Variance shall be for the hours of 2:00 p.m. to 8:00 p.m. with a pre-event sound check at 1:30 p.m. on Saturdays, June 15, July 6, July 20, and August 17, 2024 for a Summer Live Music 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 source during the hours of the variance.
- 4) All electronically powered equipment, PA systems, loudspeakers or similar devices shall be turned off no later than 8:00 p.m. on Saturdays, June 15, July 6, July 20, and August 17, 2024, the event dates.

FURTHER RESOLVED, that any violations of the conditions set forth above on the Saturdays, June 15, July 6, July 20, and August 17, 2024 dates may result in denial of future requests for the grant of a noise variance, in addition to any criminal citation which might issue.

Wabasha Brewing Co, represented by Events Manager, Cassidy Bruggeman, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present amplified sound, with limitations, from 2:00 p.m. to 8:00 p.m. with a pre-event sound check at 1:30 p.m. on Saturdays, June 15, July 6, July 20, and August 17, 2024. 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