



Legislation Text

File #: RES PH 22-181, **Version:** 1

Approving the application of Maria Stadler for a sound level variance in order to present amplified sound on July 24, 2022 at Crosby Farm Regional Park Shelter - 2595 Crosby Farm Road.

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, Maria Stadler, resident of St. Paul, who has been designated as the responsible person on the application, has applied for a variance, for 95 dBA at no specific distance to present amplified sound for the Montessori Permit #57991 at Crosby Farm Regional Park Shelter - 2595 Crosby Farm Rd; and

WHEREAS, applicant has requested a variance for the hours of 4:00 p.m. to 7:00 p.m. with a pre-event sound check at 3:45 p.m. on July 24, 2022 for the Montessori Permit #57991; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified sound at Crosby Farm Regional Park Shelter - 2595 Crosby Farm Rd; 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 Maria Stadler, subject to the following conditions:

- 1) The Variance shall be for the hours from of 4:00 p.m. to 7:00 p.m. with a pre-event sound check at 3:45 p.m. on Sunday, July 24, 2022 for the Montessori Permit #57991.
- 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 the 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 7:00 p.m. on July 24, 2022, the event date.

FURTHER RESOLVED, that any violations of the conditions set forth above on the July 24, 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.

Maria Stadler, resident of St. Paul, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present amplified sound, with limitations, from 4:00 p.m. to 7:00 p.m. with a pre-event sound check at 3:45 p.m. on July 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