Legislation Details (With Text)

File #:	RES PH 15-47 **Version:** 1		
Type:	Resolution-Public Hearing	**Status:**	Passed
		In control:	City Council
		Final action:	2/18/2015
Title:	Approving the application of Pro-Life Action Ministries for a sound level variance on Friday, April 3, 2015 from 8:00 a.m. to 4:45 p.m. for an Outdoor Event on Charles Avenue between Vandalia and Pillsbury Streets and between 671 Vandalia and 2213 Charles Avenue.		
Sponsors:	Russ Stark		
Indexes:	Ward - 4		
Code sections:			
Attachments:	1. Application, 2. ENS, 3. Map, 4. Notice to District Council, 5. Notice to Property Owners, 6. List of Property Owners, 7. Letter to Applicant		

Date	Ver.	Action By	Action	Result
2/20/2015	1	Mayor's Office	Signed	
2/18/2015	1	City Council	Adopted	Pass

Approving the application of Pro-Life Action Ministries for a sound level variance on Friday, April 3, 2015 from 8:00 a.m. to 4:45 p.m. for an Outdoor Event on Charles Avenue between Vandalia and Pillsbury Streets and between 671 Vandalia and 2213 Charles Avenue.

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, Pro-Life Action Ministries represented by Reverend Brian Walker, Program Director, who has been designated as the responsible person on the application, has applied for a variance for an Event on Friday, April 3, 2015 on Charles Avenue between Vandalia and Pillsbury Streets, between 671 Vandalia and 2213 Charles Avenue and

WHEREAS, applicant has requested a variance for the hours of 8:00 a.m. to 4:45 p.m. on Friday, April 3, 2015; and

WHEREAS, if applicant is not granted a variance it will not be able to have the Event on Charles Avenue between Vandalia and Pillsbury Streets between 671 Vandalia and 2213 Charles Avenue; 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 Pro-Life Action Ministries, subject to the following conditions:

1) The variance shall be for the hours of 8:00 a.m. to 4:45 p.m. on Friday, April 3, 2015.

2) All electronically powered equipment used in conjunction with the event shall not exceed 85 dBA as measured 50 feet from any sound source including equipment used for speaker announcements.

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 4:45 p.m. on the event date.

FURTHER RESOLVED, that any violations of the conditions set forth above on Friday, April 3, 2015 date may result in denial of future requests for the grant of a noise variance, in addition to any criminal citation which might issue.

Pro-Life Ministries represented by Reverend Brian Walker, Program Director, has requested an exemption from the sound level limitations in Chapter 293.07 for the Outdoor Event on Friday, April 3, 2015, from 8:00 a.m. to 4:45 p.m. on Charles Avenue between Vandalia and Pillsbury Streets, between 671 Vandalia and 2213 Charles Avenue. 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

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