Legislation Details (With Text)

File #:	RES PH 18-258 **Version:** 1		
Type:	Resolution-Public Hearing	**Status:**	Passed
		In control:	City Council
		Final action:	9/5/2018
Title:	Approving the application of Dual Citizen Brewery for a sound level variance to present live, amplified music on Saturday, September 29, 2018 in the parking lot south of 725 Raymond Avenue for the Dual Citizen Block Party.		
Sponsors:	Samantha Henningson		
Indexes:	Ward - 4		
Code sections:			
Attachments:	1. Application, 2. ENS, 3. Map, 4. Notice to Owners, 5. List of Owners, 6. Letter to Applicant, 7. D12 Dual Citizen Ltr		

Date	Ver.	Action By	Action	Result
9/6/2018	1	Mayor's Office	Signed	
9/5/2018	1	City Council	Adopted	Pass

Approving the application of Dual Citizen Brewery for a sound level variance to present live, amplified music on Saturday, September 29, 2018 in the parking lot south of 725 Raymond Avenue for the Dual Citizen Block Party.

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, Dual Citizen Brewery, represented by Steve Heckler, Consultant, has applied for a variance, with a sound level request of 92 dBA at 100 feet, to present amplified music in the parking lot south of 725 Raymond Avenue; and;

WHEREAS, applicant is seeking a variance for the hours of 12:00 p.m. until 7:30 p.m., with a pre-event sound check at 11:00 a.m., on Saturday, September 29, 2018 in the parking lot south of 725 Raymond Avenue for the Dual Citizen Block Party; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present announcements and amplified music in the parking lot south of 725 Raymond 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 Dual Citizen Brewery, subject to the following conditions:

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1) The variance shall be for the hours of 12:00 p.m. to 7:30 p.m., with a pre-event sound check at 11:00 a.m., on Saturday, September 29, 2018.

2) All electronically powered equipment used in conjunction with the event shall not exceed 92 dBA as measured 50 feet from sound source.

3) The applicant shall provide personnel and equipment to ensure compliance with the sound level variance conditions. The applicant may need to provide a barrier, to act as a sound absorber to contain excess sound from leaving the area.

4) All electronically powered equipment, PA systems, loudspeakers or similar devices shall be turned off no later than 7:30 p.m. on the date of the event.

FURTHER RESOLVED, that any violations of the conditions set forth above on the first date may result in revocation of the grant of a variance for the subsequent date, in addition to any criminal citation which might issue.

Dual Citizen Brewery has requested an exemption from the sound level limitations in Chapter 293.07 in order to present live, amplified music, with limitations, from 12:00 p.m. to 7:30 p.m., with a pre-event sound check at 11:00 a.m., on Saturday, September 29, 2018, for the Dual Citizen Block Party at 725 Raymond 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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