Legislation Details (With Text)

File #:	RES PH 20-236 **Version:** 1		
Type:	Resolution-Public Hearing	**Status:**	Passed
		In control:	City Council
		Final action:	11/4/2020
Title:	Approving the application of Anderson Race Management for a sound level variance in order to present announcements and music on Saturday, November 7, 2020 for the Chocoholic Frolic 5K/10K and Kids Run and Walk at Harriet Island.		
Sponsors:	Rebecca Noecker		
Indexes:	Ward - 2		
Code sections:			
Attachments:	1. Application, 2. ENS, 3. Map, 4. Owners List, 5. Notice to Owners, 6. Letter to Applicant, 7. COVID Preparedness Plan		

Date	Ver.	Action By	Action	Result
11/5/2020	1	Mayor's Office	Signed	
11/4/2020	1	City Council	Adopted	Pass

Approving the application of Anderson Race Management for a sound level variance in order to present announcements and music on Saturday, November 7, 2020 for the Chocoholic Frolic 5K/10K and Kids Run and Walk at Harriet Island.

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, Anderson Race Management, represented by Jennifer Williams, Director of Events, who has been designated as the responsible person on the application, has applied for a variance, at a requested sound level limit of 110 decibels (dBA) at no specified distance, to present announcements and music at Harriet Island for the Chocoholic Frolic 5K/10K and Kids Run and Walk; and

WHEREAS, applicant is seeking a variance for the hours of 8:00 a.m. to 12:00 p.m., with a pre-event sound check at 7:45 a.m. on November 7, 2020 during the Chocoholic Frolic 5K/10K and Kids Run and Walk; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified music at Harriet Island; and

RESOLVED, that the Council of the City of Saint Paul hereby grants a variance to Anderson Race Management for the Chocoholic Frolic 5K/10K and Kids Run and Walk, subject to the following conditions:

1) The Variance shall be for the hours of 8:00 a.m.to 12:00 p.m., with a pre-event sound check at 7:45 a.m. on November 7, 2020.

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2) All electronically powered equipment used in conjunction with the event shall not exceed 90 dBA as measured at 50 feet from the sound source.

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 12:00 p.m. on the event date.

FURTHER RESOLVED, that any violations of the conditions set forth above on the November 7, 2020 date may result in denial of future requests for the grant of a noise variance, in addition to any criminal citation which might issue.

Anderson Race Management, represented by Jennifer Williams, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present announcements and music, with limitations, from 8:00 a.m. until 12:00 p.m., with a pre-event sound check at 7:45 a.m. on November 7, 2020 during the Chocoholic Frolic 5K/10K and Kids Run and Walk. 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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