



## Legislation Details (With Text)

<b>File #:</b>	RES PH 22-189	<b>Version:</b>	1
<b>Type:</b>	Resolution-Public Hearing	<b>Status:</b>	Passed
		<b>In control:</b>	City Council
		<b>Final action:</b>	7/13/2022
<b>Title:</b>	Approving the application of Gender Justice dba UnRestrict Minnesota, represented by Jillian Hiscock, for a sound level variance in order to present amplified sound on July 17, 2022 at the Minnesota State Capitol Upper Lawn, Landing Between Two Banks of Stairs and across MLK Blvd Lower Lawn.		
<b>Sponsors:</b>	Rebecca Noecker		
<b>Indexes:</b>	Ward - 2		
<b>Code sections:</b>			
<b>Attachments:</b>	1. Application, 2. ENS, 3. Map Gender Justice, 4. Owners list, 5. Notice to Owners, 6. Letter to Applicant		

Date	Ver.	Action By	Action	Result
7/14/2022	1	Mayor's Office	Signed	
7/13/2022	1	City Council	Adopted	Pass

Approving the application of Gender Justice dba UnRestrict Minnesota, represented by Jillian Hiscock, for a sound level variance in order to present amplified sound on July 17, 2022 at the Minnesota State Capitol Upper Lawn, Landing Between Two Banks of Stairs and across MLK Blvd Lower Lawn.

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, Jillian Hiscock, event planner, who has been designated as the responsible person on the application, has applied for a variance, for 90 dBA at no specified distance, to present amplified sound for the Our Future: March for Abortion Access at the Minnesota State Capitol Upper Lawn, Landing Between Two Banks of Stairs and across MLK Blvd Lower Lawn; and

WHEREAS, applicant has requested a variance for the hours of 1:00 p.m. to 3:00 p.m. with a pre-event sound check from 10:00 a.m. - 1:00 p.m. on July 17, 2022 for Our Future: March for Abortion Access; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified sound at the Minnesota State Capitol Upper Lawn, Landing Between Two Banks of Stairs and across the MLK Blvd Lower Lawn; 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 Jillian Hiscock, subject to

the following conditions:

- 1) The Variance shall be for the hours of 1:00 p.m. to 3:00 p.m. with a pre-event sound check from 10:00 a.m. - 1:00 p.m. on Sunday, July 17, 2022, for Our Future: March for Abortion Access.
- 2) All electronically powered equipment used in conjunction with the event shall not exceed 90 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 3:00 p.m. on July 17, 2022, the event date.

FURTHER RESOLVED, that any violations of the conditions set forth above on the July 17, 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.

Gender Justice dba UnRestrict Minnesota, represented by Jillian Hiscock, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present amplified sound, with limitations, from 1:00 p.m. to 3:00 p.m. with a pre-event sound check at 10:00 a.m. - 1:00 p.m. on July 17, 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