



2) All electronically powered equipment used in conjunction with the event shall not exceed 92 dBA as measured at 50 feet from all sound sources from 12:00 p.m. until 10:00 p.m. on Friday, June 23 and Saturday, June 24, 2023.

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 10:00 p.m. June 23 and 24, 2023, the event dates.

FURTHER RESOLVED, that any violations of the conditions set forth above on the June 23 and 24, 2023 dates may result in denial of future requests for the grant of a noise variance, in addition to any criminal citation which might issue.

Hot Summer Jazz Festival, represented by Steve Heckler, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present amplified sound, with limitations, from 12:00 p.m. to 10:00 p.m., with a pre-event sound check at 11:00 a.m. on Friday, June 23 and Saturday, June 24, 2023 at 221 5<sup>th</sup> St. E. - Mears Park 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