Legislation Text

File #: RES PH 21-241, **Version:** 1

Approving the application of Allianz Field for a sound level variance in order to present live amplified sound for the Washburn Games outside of Allianz Field on September 26, 2021 at 400 Snelling Avenue North.

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, Allianz Field, represented by Zacharia Litzelswope, Director, Events and Guest Experience, who has been designated as the responsible person on the application, has applied for a variance, for a requested sound level limit of 95 dBA at no specified distance, to present amplified sound on the West and East sides of Asbury and Pascal Streets, on Shields Avenue and area outside of the Brew Hall at 400 Snelling Ave N. - Allianz Field; and

WHEREAS, applicant has requested a variance for the hours from 1:00 p.m. to 5:00 p.m. on Sunday, September 26, 2021 with a pre-event sound check at 12:00 p.m. for the Washburn Games at Allianz Field; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified sound on the West and East sides of Asbury and Pascal Streets, on Shields Avenue and area outside of the Brew Hall at 400 Snelling Ave N. - Allianz Field; 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 Allianz Field, subject to the following conditions:

1) The Variance shall be for the hours from 1:00 p.m. to 5:00 p.m. on Sunday, September 26, 2021 with a pre-event sound check at 12:00 p.m.

2) All electronically powered equipment used in conjunction with the event shall not exceed 90 dBA as measured 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 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 5:00 p.m. September 26, 2021, the event date.

FURTHER RESOLVED, that any violation of the conditions set forth above on any of the dates may result in

revocation of this variance for the remaining date(s), in addition to any criminal citation which might issue.

FURTHER RESOLVED, that any violations of the conditions set forth above on the September 26, 2021 date may result in denial of future requests for the grant of a noise variance, in addition to any criminal citation which might issue.

Allianz Field, represented by Zacharia Litzelswope, Director, Events and Guest Experience 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 5:00 p.m. on Sunday, September 26, 2021. 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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