



Legislation Text

File #: RES PH 23-119, **Version:** 1

Approving the application of The Center for Irish Music for a sound level variance in order to present amplified sound on June 10, 2023 at 836 Prior Avenue North. - Celtic Junction Arts Center. (public hearing continued from May 24, 2023)

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, The Center for Irish Music, represented by Norah Rendell, Executive Director, 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 Minnesota Irish Music Weekend at 836 Prior Ave N. - Celtic Junction Arts Center Parking Lot.; and

WHEREAS, applicant has requested a variance for the hours of 6:30 p.m. to 10:30 p.m. with a pre-event sound check from 4:00 p.m. to 6:00 p.m. on June 10, 2023 for a Minnesota Irish Music Weekend; and

WHEREAS, if applicant is not granted a variance applicant will not be able to present amplified sound at 836 Prior Ave N. - Celtic Junction Arts Center Parking Lot; 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 The Center for Irish Music, subject to the following conditions:

- 1) The Variance shall be for the hours of 6:30 p.m. to 10:30 p.m. with a pre-event sound check from 4:00 p.m. to 6:00 p.m. on Saturday, June 10, 2023 for the Minnesota Irish Music Weekend.
- 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 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 10:30 p.m. on June 10, 2023, the event date.

FURTHER RESOLVED, that any violations of the conditions set forth above on the June 10, 2023 date may result in denial of future requests for the grant of a noise variance, in addition to any criminal citation which might issue.

The Center for Irish Music, represented by Executive Director, Norah Rendell, has requested an exemption from the sound level limitations in Chapter 293.07 in order to present amplified sound, with limitations, from 6:30 p.m. to 10:30 p.m. with a pre-event sound check from 4:00 p.m. to 6:00 p.m. on June 10, 2023. 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