



Ordinance Fact Sheet

TO: CITY COUNCIL DATE: June 28, 2004

FROM: CITY ATTORNEY

SUBJECT: AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA AMENDING ORDINANCE NO. 6964, AND SUSPENDING SECTIONS 9.36.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION OF AMPLIFIED SOUND AND NOISE SOURCES FOR SPECIFIED HOURS AND AREAS ON NOVEMBER 17, 18, 19, 20 AND 21, 2004 (GREATER LOS ANGELES BILLY GRAHAM CRUSADE).

TITLE OF PROPOSED ORDINANCE:

AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA AMENDING ORDINANCE NO. 6964 AND SUSPENDING SECTIONS 9.36.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION OF AMPLIFIED SOUND AND NOISE SOURCES FOR SPECIFIED HOURS AND AREAS ON NOVEMBER 17, 18, 19, 20 AND 21, 2004

BACKGROUND:

On January 26, 2004, the City Council approved the Greater Los Angeles Billy Graham Crusade at the Rose Bowl scheduled for July 28 to August 1, 2004. Ordinance Number 6964, suspending the Noise Ordinance for this event, was enacted on March 1, 2004. Subsequent to these approvals, Mr. Graham suffered an injury that will require rehabilitation and the rescheduling of his appearances, including those at the Rose Bowl. The new dates are November 18 to 21, 2004, with a rehearsal scheduled for November 17.

The City Council directed preparation of the original Ordinance No. 6964 at its regular meeting of January 26, 2004, and the RBOC requested this amendment at its meeting of June 12, 2004.

MEETING OF 06/28/2004

AGENDA ITEM NO. 9.A.1.

PURPOSE OF ORDINANCE:

This proposed ordinance will provide a suspension of the Noise Ordinance, as to general noise and amplified sound, which will allow for licensed events at the Rose Bowl including a rehearsal on Wednesday, November 17, 2004 from 7:00 p.m. to 9:30 p.m. and for the presentation of the event as follows: Thursday, November 18 and Friday, November 19, 2004 from 7:30 p.m. to 10:00 p.m.; Saturday, November 20, 2004 from 10:00 a.m. to 12:30 p.m. and from 6:00 p.m. to 10:00 p.m.; and Sunday, November 21, 2004 from 3:30 p.m. to 6:00 p.m.

REASON WHY LEGISLATION IS NEEDED:

The Noise Ordinance was enacted by ordinance and can only be suspended by an ordinance of the City Council.

FISCAL IMPLICATIONS:

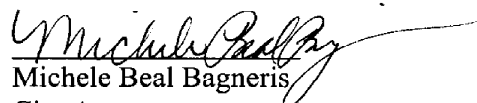
It is anticipated that this event will result in a net profit of approximately \$532,400 to the Rose Bowl Operating Company.

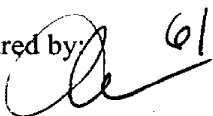
ENVIRONMENTAL IMPACT:

The proposed events will be the 8th-12th major Rose Bowl events for 2004. Since the Arroyo Seco Ordinance provides the Rose Bowl the opportunity to stage up to 12 major events per year, these events will fall within the scope of the ordinance. Currently, the other events scheduled in 2004 include 6 UCLA games and the 2004 Rose Bowl Game. The CEQA Guidelines (Section 15323) exempt normal operations of facilities for public gatherings from further CEQA review.

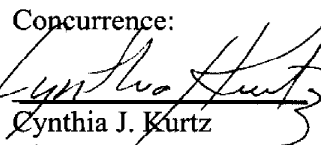
Suspending Sections 9.36.220 (amplification sound regulations) and 9.36.230 (general noise sources) of the Noise Restrictions Ordinance of the Pasadena Municipal Code is categorically exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15323 Normal Operations of Facilities for Public Gatherings.

Respectfully submitted,


Michele Beal Bagneris
City Attorney

Prepared by:  6/22/04

Nicholas George Rodriguez
Assistant City Attorney

Concurrence:

Cynthia J. Kurtz
City Manager

Introduced by Councilmember

ORDINANCE NO. _____

AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA AMENDING
ORDINANCE NO. 6964 AND SUSPENDING SECTIONS 9.36.220 AND 9.36.230
OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS
OF OPERATION OF AMPLIFIED SOUND AND NOISE SOURCES FOR SPECIFIED
HOURS AND AREAS ON NOVEMBER 17, 18, 19, 20 and 21, 2004.

The People of the City of Pasadena ordain as follows:

SECTION 1. Ordinance No. 6964 is amended to read as follows,
in its entirety:

"Sections 9.36.220 and 9.36.230 of the Pasadena Municipal
Code are suspended as follows: November 17, 2004 from the hours
of 7:00 p.m. to 9:30 p.m.; November 18 and 19, 2004 from 7:30
p.m. to 10:00 p.m.; November 20, 2004 from 10:00 a.m. to 12:30
p.m. and from 6:00 p.m. to 10:00 p.m.; and November 21, 2004 from
3:30 p.m. to 6:00 p.m., for events at the Rose Bowl for which a
valid license agreement is in force and effect."

SECTION 2. The City Clerk shall certify the adoption of this
Ordinance and shall cause this Ordinance to be published in full text.

SECTION 3. This Ordinance shall take effect upon its
publication.

Signed and approved this ___ day of _____, 2004.

Bill Bogaard
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council at its meeting held _____, 2004, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Published:

JANE L. RODRIGUEZ, CMC
CITY CLERK

Approved as to form: 6/21/04



Nicholas George Rodriguez
Assistant City Attorney