

# Ordinance Fact Sheet

**TO:** CITY COUNCIL

**DATE:** September 11, 2006

**FROM:** CITY ATTORNEY

**SUBJECT:** AN ORDINANCE OF THE CITY OF PASADENA SUSPENDING SECTIONS 9.36.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION OF AMPLIFIED SOUND ON A SUNDAY FROM 9:00 AM – 10:00 AM AND NOISE SOURCES FOR THE CITY OF HOPE'S YULE LOG JOG, A PERMITTED EVENT, AT AREA H FROM 8:00 AM – 1:00 PM ON SUNDAY, NOVEMBER 5, 2006.

**TITLE OF THE PROPOSED ORDINANCE:**

AN ORDINANCE OF THE CITY OF PASADENA SUSPENDING SECTIONS 9.36.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION OF AMPLIFIED SOUND ON A SUNDAY FROM 9:00 AM – 10:00 AM AND NOISE SOURCES FOR THE CITY OF HOPE'S YULE LOG JOG, A PERMITTED EVENT, AT AREA H FROM 8:00 AM – 1:00 PM ON SUNDAY, NOVEMBER 5, 2006.

**PURPOSE OF ORDINANCE:**

This proposed ordinance will temporarily suspend the hours of operation for amplified sound equipment allowed by the City's Noise Ordinance on Sundays by non-profit organizations from 9:00 a.m. to 10:00 a.m. for a permitted event at Area H during specified hours on Sunday, November 5, 2006. The enactment of this proposed ordinance is needed for this event to take place.

The City Council is considering approval of this request and holding the first reading of same at the September 11, 2006 City Council meeting.

MEETING OF 09/11/2006

AGENDA ITEM NO. 11 A. (7)

**REASON WHY LEGISLATION IS NEEDED:**

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

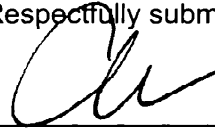
**FISCAL IMPLICATIONS:**

Any City costs that may be incurred for this event (i.e., sound meter reading, police and fire personnel, permit costs, park clean up, etc.) are to be paid by the event promoter.

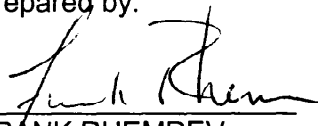
**ENVIRONMENTAL IMPACT:**

The Environmental Administrator has determined that the Temporary Use Permit and the ordinance necessary to hold this non-profit event are categorically exempt from CEQA under CEQA Guidelines Section 15323, Normal Operations of Facilities for Public Gatherings. This action to allow the City of Hope's Yule Log Jog is normal operation for public gatherings in Area H.

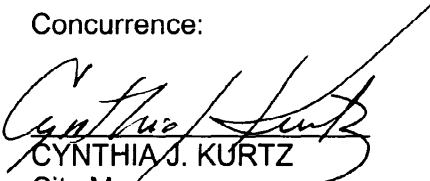
Respectfully submitted,

*for*  <sup>9/6/06</sup>  
MICHELE BEAL BAGNERIS  
City Attorney

Prepared by:

  
FRANK RHEMREV  
Assistant City Attorney

Concurrence:

  
CYNTHIA J. KURTZ  
City Manager

Introduced by Councilmember

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF PASADENA SUSPENDING SECTIONS 9.36.220 AND 9.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO LIMITATIONS ON HOURS OF OPERATION OF AMPLIFIED SOUND ON A SUNDAY FROM 9:00 AM – 10:00 AM AND NOISE SOURCES FOR A PERMITTED EVENT AT AREA H ON SUNDAY, NOVEMBER 5, 2006 (THE CITY OF HOPE'S YULE LOG JOG).

The People of the City of Pasadena ordain as follows:

SECTION 1. Sections 9.36.220 and 9.36.230 of the Pasadena Municipal Code are hereby suspended from the hours of 9:00 a.m. to 10:00 a.m. on Sunday, November 5, 2006, for an event at Area H for which there is a Special Event Permit 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 \_\_\_\_\_, 2006.

\_\_\_\_\_  
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 \_\_\_\_\_, 2006, by the following vote:

AYES:

NOES:

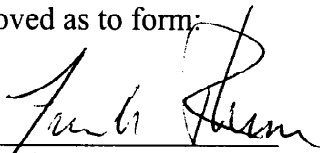
ABSENT:

ABSTAIN:

Published:

\_\_\_\_\_  
JANE L. RODRIGUEZ, CMC  
CITY CLERK

Approved as to form:

  
\_\_\_\_\_  
Frank Rhemrev  
Assistant City Attorney