

# Ordinance Fact Sheet

**TO:** CITY COUNCIL

**DATE:** May 21, 2007

**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 5:30 PM – 10:30 PM AND NOISE SOURCES FOR THE CITY HALL GRAND RE-OPENING & MUSIC UNDER THE STARS CONCERT, A PERMITTED EVENT, AT CITY HALL & CENTENNIAL SQUARE FROM 5:30 PM – 10:30 PM ON SUNDAY, JULY 15, 2007.

**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 5:30 PM – 10:30 PM AND NOISE SOURCES FOR THE CITY HALL GRAND RE-OPENING CELEBRATION & MUSIC UNDER THE STARS CONCERT, A PERMITTED EVENT, AT CITY HALL & CENTENNIAL SQUARE FROM 5:30 PM – 10:30 PM ON SUNDAY, JULY 15, 2007.

**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 5:30 p.m. to 10:30 p.m. for a permitted event at City Hall & Centennial Square during specified hours on Sunday, July 15, 2007. 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 May 21, 2007 City Council meeting.

**REASON WHY LEGISLATION IS NEEDED:**

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

MEETING OF 05/21/2007

AGENDA ITEM NO. 9.A.1.


**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.

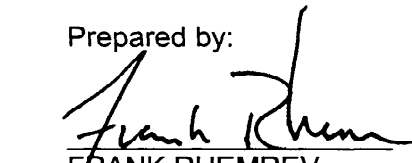
**ENVIRONMENTAL IMPACT:**

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 Hall Grand Re-Opening Celebration & Music Under the Stars is normal operation for public gatherings at City Hall & Centennial Square.

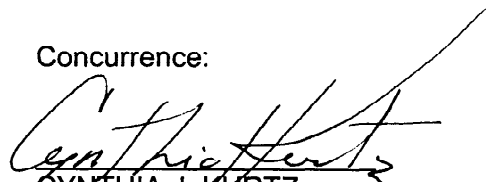
Respectfully submitted,

  
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 5:30 PM – 10:30 PM AND NOISE SOURCES FOR A PERMITTED EVENT AT CITY HALL & CENTENNIAL SQUARE ON SUNDAY, JULY 15, 2007 (THE CITY HALL GRAND RE-OPENING CELEBRATION & MUSIC UNDER THE STARS CONCERT).

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 5:30 p.m. to 10:30 p.m. on Sunday, July 15, 2007, for an event at City Hall & Centennial Square 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 \_\_\_\_\_, 2007.

\_\_\_\_\_  
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 \_\_\_\_\_, 2007, by the following vote:

AYES:

NOES:

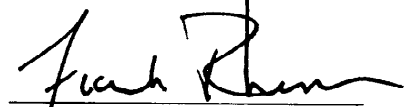
ABSENT:

ABSTAIN:

Published:

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

Approved as to form:



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