

Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: February 4, 2008

FROM: CITY ATTORNEY

SUBJECT: AN ORDINANCE OF THE CITY OF PASADENA SUSPENDING SECTIONS 9.36.220 AND 3.36.230 OF THE PASADENA MUNICIPAL CODE RELATING TO NOISE LEVELS AND GENERAL NOISE SOURCES FOR THE AMGEN TOUR OF CALIFORNIA CYCLING RACE, A PERMITTED EVENT, AT THE ROSE BOWL AND IN THE ARROYO SECO AREA FROM 11:00 AM – 5:30 PM ON SUNDAY, FEBRUARY 24, 2008.

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 NOISE LEVELS AND GENERAL NOISE SOURCES FOR A PERMITTED EVENT AT THE ROSE BOWL AND IN THE ARROYO SECO AREA ON SUNDAY, FEBRUARY 24, 2008 FROM 11:00 AM TO 5:30 PM (THE AMGEN TOUR OF CALIFORNIA CYCLING RACE).

PURPOSE OF ORDINANCE:

This proposed ordinance will temporarily suspend the Noise Ordinance by allowing amplified sound to exceed 65 dB's at the property line of the event for a permitted activity at the Rose Bowl and in the Arroyo Seco area to be held on Sunday, February 24, 2008 from 11:00 am – 5:30 pm. 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 February 4, 2008 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 02/04/2008

AGENDA ITEM NO. 9.A.1.


FISCAL IMPLICATIONS:

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

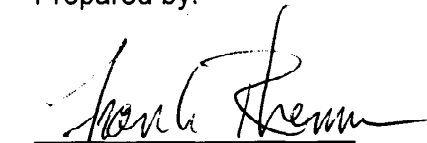
ENVIRONMENTAL IMPACT:

The Environmental Administrator has determined that the Temporary Use Permit and the ordinance necessary to hold this event are categorically exempt from CEQA under CEQA Guidelines Section 15323, Normal Operations of Facilities for Public Gatherings. This action to allow the Amgen Tour of California Cycling Race is normal operation for public gatherings at the Rose Bowl and in the Arroyo Seco area.


Respectfully submitted,


MICHELE BEAL BAGNERIS
City Attorney

Prepared by:


FRANK L. RHEMREV
Sr. Assistant City Attorney

Concurrence:


BERNARD K. MELEKIAN
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 NOISE LEVELS AND GENERAL NOISE SOURCES FOR A PERMITTED EVENT AT THE ROSE BOWL AND IN THE ARROYO SECO AREA ON SUNDAY, FEBRUARY 24, 2008 FROM 11:00 AM TO 5:30 PM (THE AMGEN TOUR OF CALIFORNIA CYCLING RACE).

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 11:00 a.m. to 5:30 p.m. on Sunday, February 24, 2008, for an event at The Rose Bowl and in the Arroyo Seco Area 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 _____, 2008.

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 _____, 2008, by the following vote:

AYES:

NOES:


ABSENT:

ABSTAIN:

Published:

JANE L. RODRIGUEZ, CMC
CITY CLERK

Approved as to form:



Frank L. Rhemrev
Sr. Assistant City Attorney