

Agenda Report

DATE: August 16, 1999

TO: CITY COUNCIL

FROM: CITY MANAGER

SUBJECT: SUSPENSION OF THE NOISE ORDINANCE RELATING TO THE PROPOSED AMERICAN DIABETES ASSOCIATION WALK-A-THON TO BE HELD AT CENTENNIAL SQUARE ON SUNDAY, OCTOBER 3, 1999 FROM 8:00 A.M. TO 11:00 A.M.

RECOMMENDATION:

It is recommended that the City Council direct the City Attorney to prepare an ordinance to suspend the Noise Ordinance and to approve a Notice of Exemption, with respect to the proposed American Diabetes Association Walk-A-Thon to be held at Centennial Square on Sunday, October 3, 1999 from 8:00 a.m. to 11:00 a.m.

BACKGROUND:

The American Diabetes Association has submitted their Special Event application requesting the use of Centennial Square on Sunday, October 3, 1999. Their fundraising event has occurred for six years. The number of participants is estimated at 500. In order to begin processing subject application, it is necessary to obtain City Council approval to suspend the City's Noise Ordinance which does not permit the use of amplified sound on Sundays before 10:00 a.m. The purpose of the amplified sound equipment is for speech and live entertainment.

There were complaints received last year from a resident in the condominiums at Arroyo Parkway and Holly as well as the First Baptist Church expressing concerns relating to activities and amplified sound in Centennial Square that occurred during their Sunday morning services, especially prior to 10:00 a.m. Based on these two complaints, the event promoters have agreed to limit amplified sound before 10:00 a.m. to speech only and that it will not exceed 65 decibels.

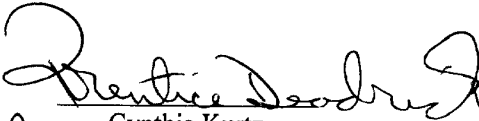
ENVIRONMENTAL IMPACT:

The Environmental Administrator has determined that the Proposed Suspension of the Noise Ordinance and Temporary Use Permit necessary to hold the American Diabetes Walk-a-thon is categorically exempt from CEQA under CEQA Guidelines Section 15323, Normal Operations of Facilities for Public Gatherings.


FISCAL IMPACT:

The purpose of the American Diabetes Association Walk-a-thon is to raise money to fight Diabetes. The American Diabetes Association has submitted their application for City Co-Sponsorship, agreeing to pay all City costs whether the application is approved or not.

Respectfully submitted:


for Cynthia Kurtz
City Manager

Prepared by:


Barbara Barrett
Special Events Coordinator

Approved by:


Darrell L. Lewis
Director of Planning & Permitting