



Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: September 9, 2002

FROM: CITY ATTORNEY

SUBJECT: AN UNCODIFIED 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 AND NOISE SOURCES FOR SPECIFIED HOURS AND AREAS ON FEBRUARY 21 AND 22, 2003 ("THE CALL" ASSEMBLY).

TITLE OF PROPOSED ORDINANCE:

AN UNCODIFIED 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 AND NOISE SOURCES FOR SPECIFIED HOURS AND AREAS ON FEBRUARY 21 AND 22, 2003.

PURPOSE OF ORDINANCE:

This proposed ordinance is to provide a suspension of the Noise Ordinance as to general noise and amplified sound which will allow for a sound check from 10:00 a.m. to 2:00 p.m. on Friday, February 21, 2003, and for the presentation of the event from 8:00 a.m. to 9:00 p.m. on Saturday, February, 22, 2003. The enactment of this proposed ordinance is needed for the event to take place.

This event was approved by the City Council at its meeting held August 12, 2002.

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 to the RBOC of approximately \$145,793.

ENVIRONMENTAL IMPACT:

A Mitigated Declaration was adopted by the City Council on August 13, 2001 that provided environmental analysis, documentation and determination in accordance with the California Environmental Quality Act (CEQA). The Initial Study and Mitigated Negative Declaration examined the environmental impacts of increasing the number of major Rose Bowl events to 25 from 12 for the calendar years 2002 and 2003.

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: *slr/ln*



Nicholas George Rodriguez
Assistant City Attorney

Introduced by Councilmember

ORDINANCE NO. _____

AN UNCODIFIED 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 AND NOISE SOURCES FOR SPECIFIED HOURS AND AREAS ON FEBRUARY 21 AND 22, 2003.

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 suspended from the hours of 10:00 a.m. to 2:00 p.m. on February 21, 2003 and from 8:00 a.m. to 9:00 p.m. on February 22, 2003, 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 _____, 2002.

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 _____, 2002, by the
following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Published:

JANE L. RODRIGUEZ, CMC
CITY CLERK

Approved as to form: *8/20/02*



Nicholas George Rodriguez
Assistant City Attorney