



## Legislation Text

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Consider an ordinance amending Chapter 14, Article VIII - Noise, Code of Ordinances (2010 Edition), by adding Section 14-213.1 regarding specific noise regulations. (Second Reading)

This revision to Chapter 14, Article VIII, adds Section 14-213.1 and creates an exemption for outdoor live music venues which meet specific location criteria. The purpose of this exemption is to create a location(s) for amplified outdoor music which will not negatively impact residential areas or overnight lodging. To mitigate the potential for noise disturbance, the following conditions must be met for a site to qualify for the exemption:

1. Located within one-thousand feet (1,000') of Interstate Highway 35 or State Highway 45.
2. The front of the stage must be located at least 2,500 feet from any residential use or hotel/motel/lodging uses, as of the submittal date of the first City required development application for the venue.
3. The exemption is limited to specific times of day and days of the week, ending at midnight.

Like a sports stadium, events at an outdoor music venue are generally held on a set schedule and on days of the week and at times of the day when loud noises tend to have less impact on the surrounding area. The ordinance currently exempts scheduled stadium events, including Dell Diamond and high school stadiums. This outdoor music venue exemption is more restrictive because it includes location criteria and scheduling limits.

After applying the location criteria, there is only one area where there is property that qualifies for the exemption. No areas in or near downtown qualify, nor does the Kalahari site.