CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

ITEM: Approval of Extended Sound Permit
Sully's Irish Pub - St. Patrick's Day Celebration

DATE: February 8, 2016

FINANCIAL IMPACT: None

BACKGROUND:

On June 28, 2010, the City Council approved several amendments to the Noise Control Ordinance including the provision that City Council approval is required for any sound permit issued for an event going past 10:00 P.M.

Sully's Irish Pub has submitted a sound permit application to provide music from 6:00 a.m. to midnight by way of a live radio feed, courtesy of a local radio station, on March 17, 2016, on their property located at 110 Grand Avenue.

This sound permit request was forwarded to the West Des Moines Police Department for their review and they have no objections to this request. As this request is being proposed to end at midnight, City staff is forwarding this to the City Council for review and approval. Sully's Irish Pub has been requesting sound permits since 2008 with no issues being reported.

OUTSTANDING ISSUES (if any): None

RECOMMENDATION: Motion - Approval of Extended Sound Permit Request made by Sully's Irish Pub

Lead Staff Member: Ryan T. Jacobson, City Clerk RTJ

STAFF REVIEWS

Department Director	Ryan T. Jacobson, City Clerk
Appropriations/Finance	Tim Stiles, Finance Director
Legal	Richard Scieszinski, City Attorney
Agenda Acceptance	RTJ

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee	
Date Reviewed	

SOUND PERMIT FEES
- *1-48 hrs event = $22.00*
- *2-7 days event = $44.00*
- *Multiple events in one calendar year = $82.50*

The City Council MUST approve any sound permit request that extends past ten o'clock (10:00) P.M.

Permit applications received less than two (2) weeks before the event may not be processed by the City in time for the event.

CITY OF WEST DES MOINES
SOUND PERMIT
For the Amplification of a Live Performance

***Denotes required field**

Date 12/22/15 Fee Received: _____ Permit No. _____

*Applicant's Name: Boggs Properties, LLC DBA Sully's Irish Pub *Phone No. 515.250.3648

*Applicant's Complete Address: 110 Grand Avenue, West Des Moines, IA 50265

*Applicant's E-mail Address: amy.boggs@hotmail.com

Have you, the applicant, ever been cited for a violation of the West Des Moines Noise Ordinance? Y/(N)

If yes, explain: _____

*Property owner name: Amy Boggs

*Property owner address: 1609 Buffalo Road, West Des Moines, IA 50265

I, the undersigned, hereby acknowledge and certify that I am the record fee title holder of the property for which this sound permit is requested, and I hereby consent to this application for a sound permit, for the amplification of a live performance, as described on this application.

*Signature 12/22/15 Date

Address of proposed activity: 110 Grand Avenue, West Des Moines
(if this is a City park, please indicate name of park)

Describe proposed activity, including time(s), date(s), and number of people attending:
3/17/16-3/18/16 St. Patricks Day Celebration
6am-midnight on 3/17/16, music in tent
3/18/15, may be some music outdoors, near tented area

How will the parking for this event be handled? Surrounding areas

****Please refer to Page 2, Paragraph J of this application form regarding wattage requirements for the proposed sound equipment as a sound permit may not be deemed necessary.****

***Attach an 8½" x 11½" sketch plan of the proposed layout of the sound amplification equipment, including the orientation to and approximate distances from the adjoining properties.**

Have the adjoining property owners/residents been notified of the event for which this permit is requested? (Y)/N

If so, please list addresses notified (attach additional sheets if necessary): True Value, West Bank, Burger King

Describe what measures will be taken, if any, to minimize the effects of this performance on surrounding property owners. tent enclosure for sound modification. Any outdoor amplification done at reasonable levels.

Provide any additional information that pertains to this application for a Sound Permit.
event has taken place for many years with no issues

APPLICANT'S CERTIFICATION - I hereby certify under penalty of perjury that the statements furnished including the drawing, present all information required for this application, and that the facts, statements and information presented are true and correct, and based upon my personal knowledge. I hereby acknowledge my obligation to comply with the West Des Moines Municipal Code as it pertains to this activity and to obtain any and all necessary City, County, State and Federal permits, approvals and/or clearances, if applicable. Further, I hereby certify that I have read, understand and have received a copy of the conditions for the operation of the Sound Permit, and hereby agree to comply with such conditions. I also understand that should I fail to comply with the agreed upon conditions, my permit may be immediately revoked and that all other applicable penalties, including criminal prosecution may be pursued.

*Applicant's Signature

12/22/14
Date

FOR STAFF USE ONLY

APPROVAL OF SOUND PERMIT

Approved by:_____ Date:

City Council Approval Date:

This sound permit is approved subject to the following exhibits and conditions.

Exhibits:

Conditions:

Expiration Date:

DENIAL OF SOUND PERMIT

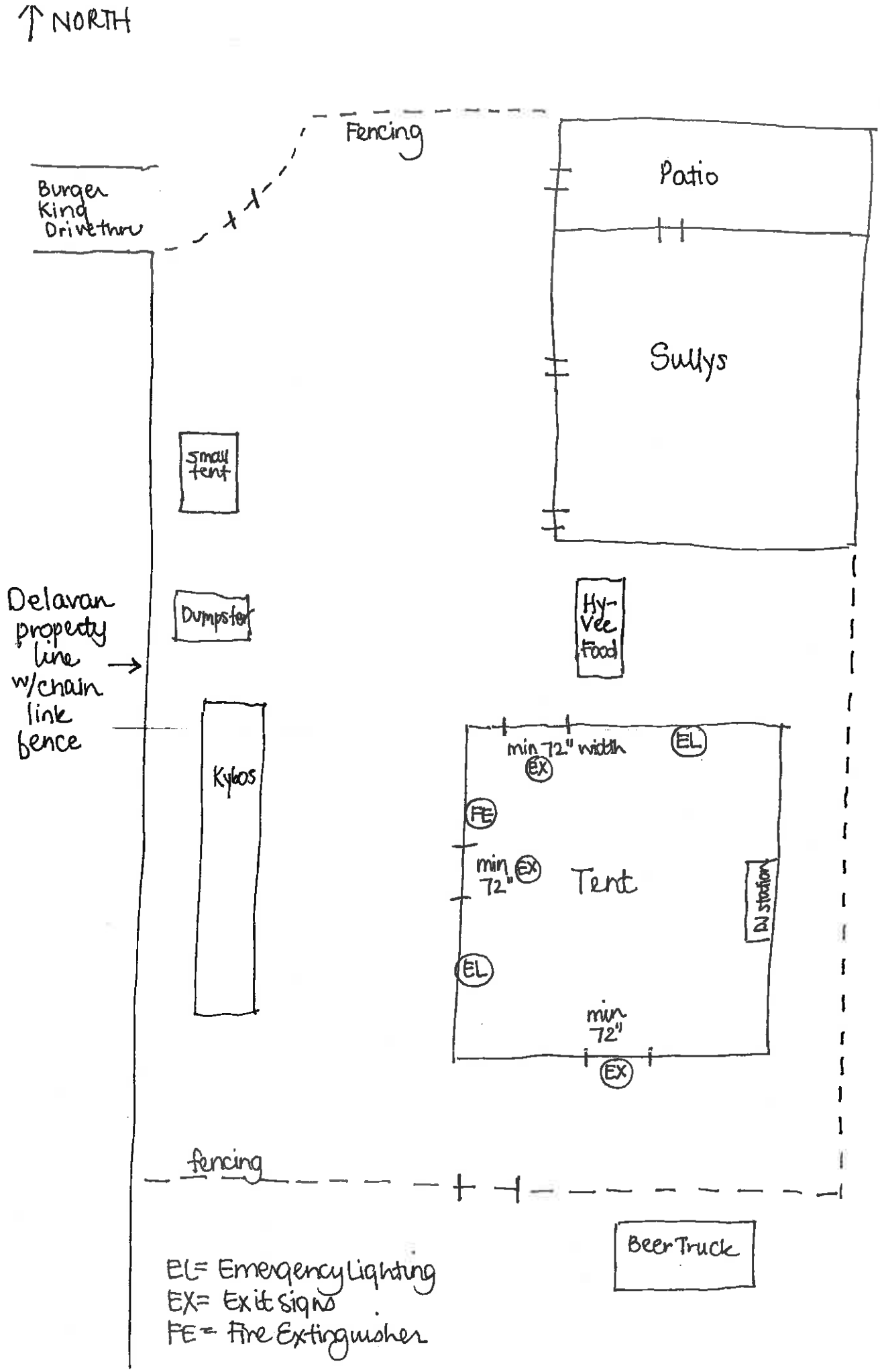
Denied by:_____ Date:

This sound permit is denied based upon the following findings.

Findings:

Copies of this permit have been distributed to the following departments:

- ☐ Development Services Department
- ☐ Police Department
- ☐ City Clerk's Office
- ☐ Parks and Recreation Department


NORTH
Fencing
Burger King Drivethru
Patio
Sullys
small tent
Dumpster
Hy-Vee Food
Delavan property line w/chain link fence
Kybos
min 72" width
EL
EX
FE
min 72"
Tent
2 station
EL
min 72"
EX
fencing
Beer Truck
EL= Emergency Lighting
EX= Exit Signs
FE= Fire Extinguisher