



Roll Call Number

Agenda Item Number

5

Date May 17, 2022

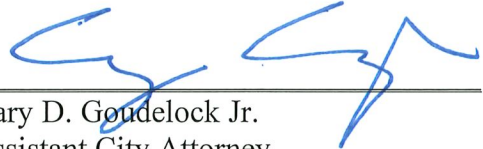
An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Sections 42-246 and 42-258, relating to noise control, sound equipment, sound amplifying equipment and construction equipment",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage. Seconded by _____.

FORM APPROVED:

(First of three required readings)



Gary D. Goudelock Jr.
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
SHEUMAKER				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	

CERTIFICATE

I, P. Kay Cmelik, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Mayor

City Clerk

ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Sections 42-246 and 42-258, relating to noise control, sound equipment, sound amplifying equipment and construction equipment.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Sections 42-246 and 42-258, relating to noise control, sound equipment, sound amplifying equipment and construction equipment, as follows:

Sec. 42-246. Definitions.

....
“Sound violation” means readings taken at the LCFmax that exceed the permitted level of amplified noise.

Sec. 42-258. Sound equipment, sound amplifying equipment and construction equipment.

....

(f) *Application standards.* The following are general standards for the type of permit:

....

(17) Type “Q” Permit – 900 Mulberry Street. A type “Q” permit may be issued for sound equipment at 900 Mulberry Street, registering not more than 90 dBCs for up to six times in a calendar year and registering not more than 85 dBCs for up to 18 permits in a calendar year measured at the real property boundary. The permits will be effective between the hours of 9:00 a.m. to 10:00 p.m. Sunday through Thursday and between the hours of 9:00 a.m. to 11:00 p.m. on Friday and Saturday. The amplified sound will not be the primary purpose of the event and the description of the event will be provided with the permit application. The event coordinator and/or the production company will provide notice to the adjacent residents detailing the type of event, the time frame of the event and contact names of persons responsible for the event as set out on the permit application. All speaker systems shall face SW 9th Street. The promoter or event coordinator shall have a sound meter and comply with section 42- 258 (e) of this article.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Gary D. Goudeock Jr.
Assistant City Attorney