



## Legislation Text

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File #: R2016-080, Version: 1

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**Consider approving Resolution No. 2016-080 allowing a “Temporary Carnival” per Ordinance No. 1770 for the Mary Immaculate Catholic Church Annual Parish Fall Festival, located at 2800 Valwood Parkway, to be held on September 30, 2016 and October 1, 2016; and take appropriate action.**

### BACKGROUND:

Ordinance No. 1770 allows a “Temporary Carnival or Circus” in all zoning districts if prior approval is granted by passage of a resolution of the City Council for such use.

Attached is a request submitted by Father Michael Forge with the Mary Immaculate Catholic Church, located at 2800 Valwood Parkway, requesting permission to host their 13<sup>th</sup> Annual Parish Fall Festival to be held on September 30, 2016 and October 1, 2016, which will include the use of an outdoor amplified PA system.

### DISCUSSION:

Last year, approval was granted to host the Fall Festival, with a provision in the resolution allowing for the use of an outdoor amplified PA system until 9:00 p.m. on Friday, and until 9:00 p.m. on Saturday. The same provision has been included in the proposed resolution. This provision does not allow the event to violate the City’s Noise Ordinance, which provides that “no person shall make or cause to be made any unreasonably loud, disturbing and unnecessary noise in the City which is offensive to the ordinary sensibilities of the inhabitants of the city...”

### RECOMMENDATION:

City Administration recommends adopting Resolution No. 2016-080 allowing a “Temporary Carnival” per Ordinance No. 1770 for the Mary Immaculate Catholic Church Annual Parish Fall Festival, located at 2800 Valwood Parkway, to be held on September 30, 2016 and October 1, 2016.

### ACTIONS:

- 1) Motion to approve Resolution No. 2016-080 allowing a “Temporary Carnival” per Ordinance No. 1770 for the Mary Immaculate Catholic Church Annual Parish Fall Festival, located at 2800 Valwood Parkway, to be held on September 30, 2016 and October 1, 2016.
- 2) Motion to deny Resolution No. 2016-080 allowing a “Temporary Carnival” per Ordinance No. 1770 for the Mary Immaculate Catholic Church Annual Parish Fall Festival, located at 2800 Valwood Parkway, to be held on September 30, 2016 and October 1, 2016.
- 3) Motion to modify to meet the needs of the Council.
- 4) Motion to table the issue for further study or take no action.

### ATTACHMENTS:

1. Request from Mary Immaculate
2. Resolution No. 2016-080