



Agenda Item No.: 4.

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JUNE 14, 2011

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT: Bill No. 2011-27 Exempts from the City's noise regulations certain activities within the district known as 18B The Las Vegas Arts District. Sponsored by: Councilman Gary Reese

Fiscal Impact:

☐ No Impact ☐ Augmentation Required
☐ Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Events that are authorized by a special event permit from the City are currently exempt from the City's noise regulations. Likewise with events that take place at businesses within the Downtown Entertainment Overlay District that have an alcoholic beverage license. This bill will extend a similar exemption to certain events within the district known as 18B The Las Vegas Arts District, subject to specified time limitations.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2011-27
2. Business Impact Statement

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

By way of reading the item, COUNCILMAN BARLOW declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED participated in the discussion via telephone and explained that the current noise ordinance contains exemptions that have existed for a long period of time. This proposal would exempt activities taking place at an urban lounge within the Arts District, specifically those events occurring before 10:00 p.m. on Sunday through Thursday and events occurring on Friday and Saturday evenings before 1:00 a.m.

RECOMMENDING COMMITTEE MEETING OF: JUNE 14, 2011

COUNCILMAN BARLOW commented that his office has received numerous complaints from a business that is situated within 10 feet of Azul Tequila's outdoor entertainment area. Events are sometimes held beyond the late night hours and into the early morning, whereby noise levels from the speaker system is of concern. He has visited the Fremont East Entertainment District area and was pleased to see the large crowd gatherings, yet he could attest to the exorbitant noise levels from Azul Tequila's outdoor entertainment. The Councilman wondered if there was a way to limit the hours such events can be held.

CHIEF DEPUTY CITY ATTORNEY STEED confirmed with COUNCILMAN BARLOW that Azul Tequila has a full tavern license. He explained that staff considered holding this proposal and combine it with another ordinance that would take steps to amend the existing exemptions for the Entertainment Overlay District. Considering the Business Impact process and timeframe involved, COUNCILMAN REESE preferred to go forward with this proposal. Thereafter, staff will follow-up with another proposal that would address issues within the Entertainment Overlay District.

ASSISTANT CITY ATTORNEY BRYAN SCOTT confirmed with CHIEF DEPUTY CITY ATTORNEY STEED that this proposed ordinance only affects the Arts District. It amends the existing provision that has an exception for the Entertainment Overlay District.

Regarding COUNCILMAN BARLOW'S query on limiting the hours for the Downtown Entertainment Overlay District, CHIEF DEPUTY CITY ATTORNEY STEED confirmed he will forward an Ordinance Request Memo to the Councilman, which will initiate the process to address the existing provision in Subsection F-2.

By way of reading the item, COUNCILMAN BARLOW declared the Public Hearing closed.