



## City Council Agenda Request SEPTEMBER 21, 2021

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**AGENDA REQUEST NO:** III.A.

**AGENDA OF:** City Council Meeting

**INITIATED BY:** *Jessica Huble, Interim Public Private Partnership Manager*

**PRESENTED BY:** *Jessica Huble, Interim Public Private Partnership Manager*

**RESPONSIBLE DEPARTMENT:** Economic Development

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**AGENDA CAPTION:**

**SECOND CONSIDERATION:** Consideration of and action on **CITY OF SUGAR LAND ORDINANCE NO. 2241: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUGAR LAND, TEXAS, AMENDING CHAPTER FIVE, ARTICLE XIII OF THE CODE OF ORDINANCES REGARDING SPECIAL EVENTS BY ADDING A DEFINITION FOR AMPLIFICATION DEVICES TO SECTION 5-501 AND AMENDING THE NOISE REGULATIONS IN SECTION 5-506.**

**RECOMMENDED ACTION:**

Approve on second reading Ordinance No. 2241 amending Chapter Five, Article XIII of the Code of Ordinances regarding Special Events by adding a definition for amplification devices to Section 5-501 and amending the noise regulations in Section 5-506.

**EXECUTIVE SUMMARY:**

In December 2016, City Council adopted Ordinance No. 2065, governing Special Events. The purpose of the ordinance is to protect, preserve, and promote the safety and welfare of the public; and ensure city costs are recovered from Special Event producers. There is a permit required for all special events and destination venues that meet the requirements outlined in the Special Events Ordinance, which ensures compliance with minimum operational standards for events.

As part of regular review of the City's ordinances and due to continued requests for extended time frames for the use of fireworks on holidays, specifically Fourth of July and New Year's Eve, staff is proposing amplification devices be defined in the Special Events Ordinance, inclusive of fireworks. Additionally, staff is recommending various 30-minute extensions for the Fourth of July and formalizing parameters for fireworks shows on New Year's Eve. As a reminder, a Special Events Permit is required to host a firework show in Sugar Land. Further, to better accommodate Triple-A baseball games as the result of the recent ownership change of the Sugar Land Skeeters, staff is recommending several time frame extensions related to the use of amplification devices and fireworks at Constellation Field.

First reading of Ordinance No. 2241 was approved during the September 7th City Council meeting, in which staff reviewed the proposed revisions, which will amend Chapter 5, Article XIII of the Code of Ordinances regarding Special Events by adding a definition for amplification devices to Section 5-501 and amending the noise regulations in Section 5-506. This item has previously been reviewed with the City Council Economic Development Committee and presented to City Council at the August 24, 2021 workshop.

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**BUDGET**

**EXPENDITURE REQUIRED:** N/A

**CURRENT BUDGET:** N/A

**ADDITIONAL FUNDING: N/A**

**FUNDING SOURCE: N/A**

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**ATTACHMENTS:**

	<b>Description</b>	<b>Type</b>
□	<a href="#">Ordinance No. 2241</a>	Ordinances

**ORDINANCE NO. 2241**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUGAR LAND, TEXAS, AMENDING CHAPTER FIVE, ARTICLE XIII OF THE CODE OF ORDINANCES REGARDING SPECIAL EVENTS BY ADDING A DEFINITION FOR AMPLIFICATION DEVICES TO SECTION 5-501 AND AMENDING THE NOISE REGULATIONS IN SECTION 5-506.**

**BE IT ORDAINED BY THE CITY COUNCIL  
OF THE CITY OF SUGAR LAND, TEXAS:**

**Section 1.** That Chapter 5, Article VIII, Section 5-501, Definitions, of the Code of Ordinance of the City of Sugar Land is amended by adding a definition for “Amplification Devices” to read as follows:

*Amplification Devices* means devices or equipment used to amplify sound, and includes fireworks.

**Section 2.** That Chapter 5, Article VIII, Section 5-506, Noise Regulations, of the Code of Ordinance of the City of Sugar Land is amended to read as follows:

Sec. 5-506. Noise Regulations.

(a) Special Events must comply with the following noise regulations:

Location	Amplification Devices may be used:	Maximum Noise Levels measured at:	
		Sound booth/control center	Adjacent residential property line
Non-City Destination Venue	Sunday - Thursday: 7:00 a.m. to 9:00 p.m., except for July 4 <sup>th</sup> , in which the time is extended to 9:30 p.m.	N/A	85 dB(C)
	Friday - Saturday: 7:00 a.m. to 10:00 p.m.		
Smart Financial Centre	N/A	N/A	85 dB(C)
Festival Site	Sunday- Thursday: 7 a.m. to 11 p.m.	110 dB(C)	85 dB(C)
	Friday – Saturday: 7 a.m. to 11:59 p.m.		
Plaza Adjacent to Smart Financial Centre	Sunday- Thursday: 7 a.m. to 10 p.m.	N/A	85 dB(C)
	Friday – Saturday: 7 a.m. to 11:00 p.m.		


Constellation Field	<u>Baseball games/Post-game Activities</u> Sunday-Thursday: 7 a.m. to 10:30 p.m., except for Opening Day and/or Closing Day, in which the time is extended to 11 p.m. Friday-Saturday: 7 a.m. to 11:30 p.m.	102 dB(C)	85 dB(C)
	<u>Non-baseball games/Special Events:</u> Sunday- Thursday: 7 a.m. to 10 p.m. Friday – Saturday: 7 a.m. to 11 p.m.		
	<u>Special Events held on off-site parking lot          or exterior areas of the Stadium (including          Adjacent Parking):</u> Monday - Sunday: 8 a.m. to 10 p.m.		

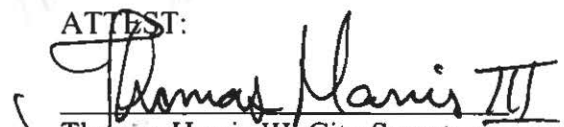
(b) New Year's Eve (December 31) Fireworks Exception – City Wide: Fireworks must conclude by 12:15 a.m. on January 1.

**Section 3.** That the provisions of this ordinance are severable and the invalidity of any part of this ordinance will not affect the validity of the remainder of the ordinance.

APPROVED on first consideration on September 7, 2021.

ADOPTED on second consideration on September 21, 2021.

  
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 Joe R. Zimmermann, Mayor

ATTEST:  
  
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 Thomas Harris III, City Secretary

APPROVED AS TO FORM:  
