

6. Method used to notify properties at addresses provided by Neighborhood Services (please attach a copy of notice and proof of mailing/delivery):

Applicant Signature (type name to sign): _____ Date: _____

No variance shall be approved unless the applicant presents adequate proof that:

1. Noise levels occurring during the period of the variance will not constitute a danger to public health; and
2. Compliance with this Article would impose an unreasonable hardship on the applicant without equal or greater benefits to the public.

In determining whether to grant a variance, the Code Compliance Inspector shall consider:

1. The character and degree of injury to, or interference with, the public health and welfare and the reasonable use of property that is caused or threatened to be caused;
2. The social and economic value of the activity for which the variance is sought; and
3. The ability of the applicant to apply the best practical noise control measures.

A variance may be revoked by the Code Compliance Inspector if there is:

1. Violation of one (1) or more terms or conditions of the variance;
2. Material misrepresentation of fact in the variance application;
3. Material change in any of the circumstances relied on by the Code Compliance Inspector in granting the variance;
4. Notifications not distributed as directed by Code Compliance staff; or
5. The level of bass not lowered in relation to volume as requested.

Certain venues and events are more sensitive to the affects of amplified sound. This is due to site specific topography, height and location of surrounding buildings, streets and landscaping, and the type and scope of the event-specific sound.

These venues may require monitoring by code compliance inspectors in order to both proactively and reactively address neighborhood concerns. Monitoring requires staff time and is an additional expense to the city and will be billed to the organizers of the event. The amount will vary depending upon the time required to adequately monitor and address neighborhood concerns.



Failure to supply the above information required by the Code Compliance Inspector shall be cause for rejection of the application.

The Code Compliance Inspector may, at his or her discretion, limit the times, days and duration of the variance. Any person granted a variance may apply for a new variance prior to the expiration of the original variance period.

This variance is GRANTED DENIED on this date: _____

Terms and conditions of the variance:

Variance authorized/denied by: _____
Code Compliance Inspector

Code Compliance Inspector printed name: _____

Denial of a Noise Variance Request may be appealed to the Neighborhood Services Division Manager.

Please provide required information, sign and date the document and bring the application and payment of \$25 to Neighborhood & Building Services at 281 N. College Ave. For questions, please call 970-224-6046.