

City Commission Ad Hoc Committee
Parks and Public Land Use and Noise Ordinance



2:00 p.m.
Friday, January 24, 2014
Second Floor Commission Chambers
400 Boardman Avenue
Traverse City, MI 49684
Posted and Published: January 21, 2014 at 3:30 PM

If you are planning to attend the meeting and you have a disability requiring any special assistance at the meeting, please notify the City Clerk, immediately.

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Benjamin C. Marentette, CMC, City Clerk
400 Boardman Avenue
Traverse City, MI 49684
(231) 922-4480
Email: tcclerk@traversecitymi.gov
Web: www.traversecitymi.gov

Agenda

1. Consideration of approving the minutes from the January 16, 2014 meeting.
2. Review of items discussed at the January 16, 2014 meeting.
3. Discussion regarding noise regulations.
4. Consideration of making recommendations to the City Commission.
5. Public Comment.
6. Adjournment.

**City Commission Ad Hoc Committee:
Parks and Public Land Use and Noise Ordinance
Minutes
Meeting of January 16, 2014**

A meeting of the City Commission Ad Hoc Committee: Parks and Public Land Use and Noise Ordinance was called to order on Thursday, January 16, 2014 at 6:00 p.m. in the Commission Chambers, 400 Boardman Avenue, Traverse City, Michigan.

The following Commissioners were present, constituting a quorum: Ross Richardson and Gary Howe.

The following Commissioners were absent: Barbara Budros

Staff in attendance: Jered Ottenwess, Lauren Tribble-Laucht, Benjamin Marentette, Katie Lowran, and Dave Malewitz.

Commissioner Richardson served as Chair of this committee.

1. The first item being: “consideration of approving the minutes from the December 16, 2013 meeting.”

It was moved by Howe, seconded by Richardson that the minutes from the December 16, 2013 meeting be approved.

Carried Unanimously. (Budros Absent)

2. Next item being: “Discussion regarding events in the Open Space including: Event footprints; Fees; Event parking – operational vehicles and trailers; Event liaison – concept and fees.”

By consensus, city staff will prepare policy language regarding maximum use of two Open Space quadrants per Event.

The following addressed the committee:

Benjamin Marentette, City Clerk
Jered Ottenwess, City Manager
Lauren Tribble-Laucht, City Attorney
Mike Jackson, 217 Sixth Street
Adrienne Rossi, 312 West Seventh Street
John Scudato, 422 East State Street
Mary Jean McIn, 512 West Eighth Street
Deni Scudato, 422 East State Street
Trevor Tkach, 250 East Front Street, National Cherry Festival Executive Director

Vern Hanson, 618 Lake Avenue

By consensus, proposed fees will be \$1,000 per day, \$500 for each additional day, \$350 for each event day alcohol is sold. No distinction between charitable and non-charitable organizations.

By consensus, Event parking for operational vehicles and trailers will be at a strict minimum.

The following addressed the committee:

Mary Jean Mclin, 512 West Eighth Street
Dave Malewitz, Downtown Development Authority, Parking Administrator

By consensus, Event liaison concept and fees will not be utilized for event planning purposes, but rather have a staff person on-site at events which may include the Code Enforcement Officer.

3. Next item being: "Discussion regarding noise regulation."

The following addressed the committee:

Jered Ottenwess, City Manager
Lauren Tribble-Laucht, City Attorney
Benjamin Marentette, City Clerk
Adrienne Rossi, 312 West Seventh Street

By consensus, the ad hoc recommended leaving the Noise Ordinance as stated, and the Parks and Public Land Use Policy as stated which is inclusive of the C-Scale and therefore, enforceable.

4. Next item being: "Discussion regarding fees for using city parking lots."

The following addressed the committee:

Michael Jackson, 217 Sixth Street

By consensus, fees for use of city parking lots as proposed by Downtown Development Authority Executive Director are acceptable and charged as a permit fee, subject to approval by the Downtown Development Authority. Proposed fees are: Metered spaces - \$1.31 per space per day; Permit spaces - \$1.34 per space per day

6. Next item being: "Discussion regarding review of High Impact Events."

By consensus, first time High Impact Events or others at the discretion of the City Clerk would be brought forth to the Parks and Recreation Commission for review.

7. Next item being: "Public Comment."

Mike Jackson, 217 Sixth Street
Adrienne Rossi, 312 West Seventh Street
Mary Jean Mclin, 512 West Eighth Street
John Scrudato, 422 East State Street

The meeting was declared adjourned at 7:52 p.m.

Katie Lowran, Deputy City Clerk
Acting Secretary

DRAFT

Memorandum

The City of Traverse City



TO: City Commission Ad Hoc Committee on Parks and Public Land Use and Noise:
Commissioner Ross Richardson, Chairman
Commissioner Barbara Budros
Commissioner Gary Howe

COPY: Rob Bacigalupi, Downtown Development Authority Executive Director
Lauren Tribble-Laucht, City Attorney
Benjamin Marentette, City Clerk
Dave Green, Director of Public Services
Michael Warren, Chief of Police

FROM: Jered Ottenwess, City Manager

DATE: Tuesday, January 21, 2014

SUBJECT: PARKS AND PUBLIC LAND USE AND NOISE AD HOC COMMITTEE MEETING

At the January 16, 2014, committee meeting (which Commissioner Budros was unable to attend), the committee reached consensus on various items. This memo recaps those items for discussion by the Committee at the meeting on Friday, with the committee to consider making a formal recommendation to the full Commission for its consideration.

- Event footprint – recommend the Parks and Public Land Use Policy be amended to indicate a High Impact event may not use more than two quadrants in the Open Space.
- Fee recommendations -- 1) Adopt the fees for the Open Space contained in my January 9, 2014, memo with the following exceptions: eliminate the separate application and permit fee category for charitable organizations; charge \$350 per day alcohol is sold; and 2) For events held in city parking lots, adopt the fees contained in my January 9, 2014, memo as recommended by the DDA Executive Director, and charge an additional \$350 per day alcohol is sold.

Question: Does the Committee wish to recommend the charitable application and permit fee category be eliminated for all parks, including the Open Space?

- Event approval process – For first-time High Impact Events, recommend that the Parks and Recreation Commission recommend approval for such events to the City Clerk (with possible review and approval by the City Commission if they so choose).

Question: We understand the goal of making this change is to allow the public an opportunity to hear of first-time events and express their opinion. If that is the primary purpose - public engagement - the City Commission meetings receive greater attention. Would the committee like to instead recommend that first-time High Impact events be approved by the City Commission?

- Management of events – we do not intend to engage a third party event manager, such as Events North, in pre-review of events. Based on discussions at the last meeting, in instances where we believe having Events North assist us in the review of the application would be beneficial, the costs would not be passed on to the permit holder. We do, however, intend to have the Code Enforcement Officer or other appropriate staff enforce permit conditions.
- Noise regulation – at the last meeting, we did not resolve this particular issue. The Parks and Public Land Use Policy currently provides limits for C-Scale Noise. Noise Control Officer Scott Maxson will attend training in order to enforce the C-scale and cross-train other staff. C-Scale limits are different from those contained in the city’s noise ordinance and regulate the noise generally considered to be annoying to the human ear. C-scale measurements also require a baseline measurement because the scale is based on increase in decibel level relative to a baseline. It should be noted that these limits would not apply to the National Cherry Festival or Traverse City Film Festival, unless otherwise stated in their respective agreements, which require City Commission approval.

Question: Does the Committee wish to recommend that the C-Scale Noise limits established in the policy remain, and not amend the noise ordinance? Keep in mind that the limits would solely apply to events held on city property, i.e, park land and public parking lots. To have C-Scale limits apply to the entire city, not just city property, the noise ordinance would need to be amended.

- Are there any other issues?

Question: should these recommendations be forwarded to the full Commission for its consideration on February 3?

JJO/bcm

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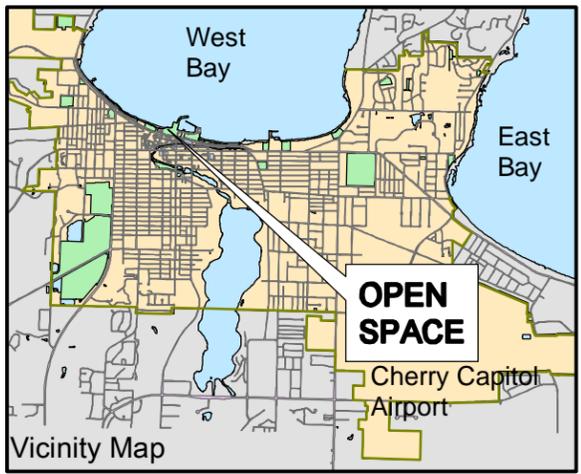
OPEN SPACE QUADRANT LAYOUT



Legend

- Open Space Quadrants
- Sidewalks
- Park Improvements
- TART existing
- Park boundary
- City Parking Lot
- Park Land
- ♿ Restrooms

Scale: 100 50 0 100 Feet



GROUP NAME: _____

CONTACT: _____

PHONE NUMBER: _____

EVENT NAME: _____

EVENT DATE: ____ / ____ / ____

DATE REQUESTED: ____ / ____ / ____

APPROVED: _____

COMMENTS: _____