

Resolution Relating to

EXCEPTION FROM RULES FOR WATERFRONT PARK

Sponsor(s): Councilor
Perry
Introduced: 4.24.00
Referred to: _____
Action: Adopted
Date: 4.24.00
Signed by Mayor: 5.5.00

CITY OF BURLINGTON

In the year Two Thousand
Resolved by the City Council of the City of Burlington, as follows:

That WHEREAS, in 1993 the Burlington Parks & Recreation Commission adopted rules concerning the management of Waterfront Park; and

WHEREAS, these rules were subsequently incorporated into Land Use Permit #4C0863 for Waterfront Park by the State of Vermont; and

WHEREAS, these rules regulate public events to be held in the park including the duration and frequency of musical performances and their noise level; and

WHEREAS, these rules require the Department of Parks & Recreation to monitor sound levels during events so as to minimize their impact on nearby residences; and

WHEREAS, these rules limit events to no more than three consecutive weekends; and

WHEREAS, events are currently scheduled on the following weekends (May 28, June 4 and June 17, and June 24-25, 2000); and

WHEREAS, the Jazz Festival desires to utilize the Waterfront Park on Sunday, June 11th from noon to 5:00 p.m. for a gospel music performance, thereby resulting in events being held on five consecutive weekends; and

WHEREAS, the Jazz Festival also desires to utilize the Waterfront Park on Thursday, June 8th for an event ending at 12:00 midnight and requested an exception to the requirement that events end at 9:45 p.m. on weeknights; and

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WHEREAS, the Burlington Parks and Recreation Commission has reviewed this matter, was informed that numerous residents at 200 and 216 Lake Street were asked about and supported the schedule, and the Commission found that three of the five proposed events are only one day in duration and the Jazz Festival events would not result in an inappropriate amount of event activity; and

WHEREAS, a similar exception for consecutive weekends was granted in 1999 without complaints being received from the public; and

WHEREAS, the Burlington Parks & Recreation Commission has agreed to make exceptions to their rules so that events can be held on five consecutive weekends in 2000 and that the Jazz Festival event on Thursday, June 8, 2000 may continue until 12:00 midnight;

NOW, THEREFORE, BE IT RESOLVED that the Burlington City Council supports and endorses these rule exceptions to allow events in Waterfront Park on five consecutive weekends in 2000 and the Jazz Festival event on Thursday June 8, 2000 to continue until 12:00 midnight; and

BE IT FURTHER RESOLVED that the Burlington City Council requests the Department of Parks & Recreation to seek approval from the State of Vermont District Environmental Commission #4 to allow these exceptions to the rules so that the Jazz Festival events can be held in Waterfront Park; and

BE IT FURTHER RESOLVED that if the Parks & Recreation Commission determines that the proposed events in 2000 are successful, the Burlington City Council requests that the Parks and Recreation Commission seek approval from the State of Vermont District Environmental Commission #4 to amend Land Use Permit #4C0863-1 by removing the rule

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which limits consecutive weekend events, sets time limits for music events and to review other existing rules and to propose other amendments to this permit which may also unduly restrict the use of Waterfront Park for public events.

lb/kas/c: Resolutions 2000/Exception from Rules for Waterfront Park 2000 (re Act 250)
4/12/00

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ORIGINAL

DISTRIBUTION:

I hereby certify that this resolution
has been sent to the following
department(s) on May 8, 2000:

Parks & Recreation Department
Jazz Festival
State of VT Environmental Board

RESOLUTION RELATING TO

EXCEPTION FROM RULES FOR
WATERFRONT PARK

Adopted by the City Council

April 24, 2000
C. Halliwell, K54 Clerk

Approved May 5, 2000

Mayor

Attest:

Joanne M. Putzier

Joanne M. Putzier
Administrative Assistant

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Offered by
Councilor