

ORDINANCE NO.

AN ORDINANCE AMENDING CITY CODE SECTION 9-2-14 RELATING TO HOURS OF OPERATION FOR OUTDOOR MUSIC IMPACTING RESIDENTIAL PROPERTY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Subsection (C) of City Code Section 9-2-14 (*Restrictions on Permits Impacting Residential Properties*) is amended to read:

(C) The accountable official may issue a permit for use of sound equipment, as authorized by this chapter, for property that is:

- (1) beyond 100 feet but within 600 feet of property that is zoned and used as residential, between:
 - (a) 10:00 a.m. and 8:00 p.m. on Sunday through Thursday; ~~[or]~~
 - (b) 10:00 a.m. and 10:00 p.m. on Friday or Saturday; or [and]
 - (c) 10:00 a.m. and 10:00 p.m. on Sunday through Thursday and 10:00 a.m. and 12:00 a.m. on Friday or Saturday based on the following factors:
 - (i) agreements with owners and tenants of nearby property;
 - (ii) agreements with representatives of affected neighborhood organizations;
 - (iii) the code compliance history of the site; and
 - (iv) public health and safety based on compatibility with adjacent land uses; and
- (2) beyond 600 feet of property that is zoned and used as residential, between 10:00 a.m. and 2:00 a.m.

PART 2. This ordinance takes effect on _____, 2012.

PASSED AND APPROVED

_____, 2012

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Lee Leffingwell
Mayor

APPROVED: _____
Karen Kennard
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk