

# Music Venue Summit

## Informational Community Meeting

January 25, 2016





# Meeting agenda

- Venue Safety and Security Planning
- Draft Proposed Option for Permit Application Notification
- Sound Ordinance Clarification
- Music Venue Loan Program
- Proposed Entertainment License
- Occupant Load Card Clarification
- Temporary Use and Temporary Change of Use Permits
- SXSW 2016 Permit Application Deadline



# Venue Safety and Security Planning

## Communicating with 9-1-1

- When should you call 9-1-1
- What to say to a 9-1-1 Operator
- Initial responding officers
- Understanding the priority dispatch system



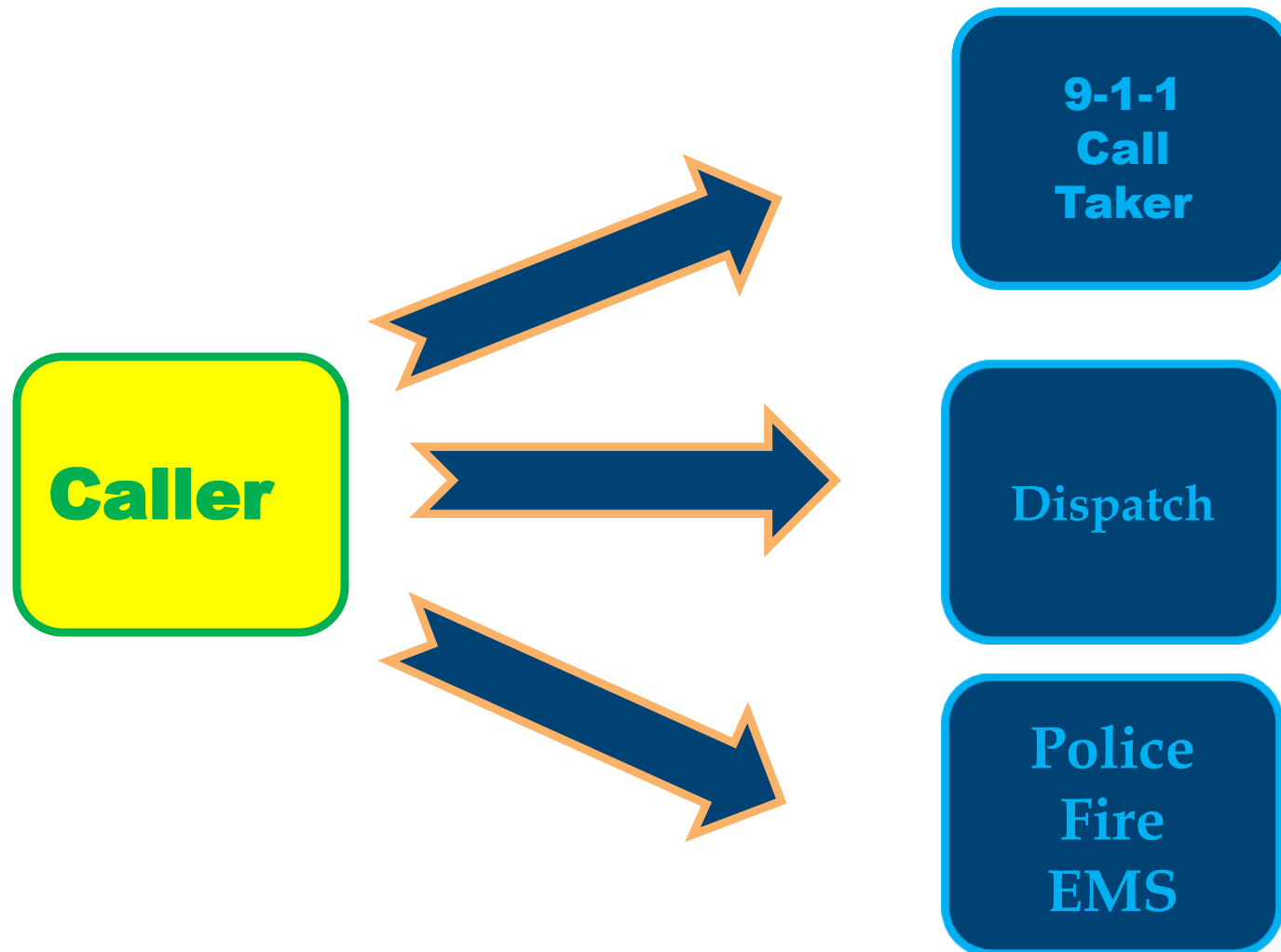
# Venue Safety and Security Planning

## When should you call 9-1-1

- Incident resulting in injury
- OC deployed
- Crime occurred/occurring
- Incident that may become violent
- Suspicion of “doped” drinks
- Customer or Citizen request



# Anatomy of a 911 call





# Venue Safety and Security Planning

## What to say to a 9-1-1 operator

- Who do you need to respond and where
- Give brief description of the problem
- Answer their questions as quickly as possible
- Weapons involved?
- Stay on line
- Remain calm
- At a minimum give address and a synopsis



# Venue Safety and Security Planning

## Priority Dispatching

- Officers are dispatched in priority of life, property and other situations
- Limited resources
- Do not call back unless the situation changes
- Remain patient with 9-1-1 and officers



# Venue Safety and Security Planning

## Speaking to Police

- Start from the beginning
- Has the person left or are they in custody?
- Have a description if they are gone
- Who, What, Where, When, How
- Get a case number
- Provide your contact information
- Always act professionally
- Someone should be able to access video if you have cameras





# Permit Application Notification

- Chapter 9-2 Noise and Amplified Sound Code:
  - Requires \$560 fee for mail out notification for Outdoor Music Venue (OMV) and Multi-Day Temporary Sound Permit Applications to single family property and neighborhood organizations within 600' of location of venue sound equipment
- Potential Changes-In response to venue requests as noted in Music Industry Census, staff is investigating lower cost notification delivery options
- Next Steps-staff recommendations forthcoming in several months



# Sound Ordinance Clarification

- Historic 6<sup>th</sup> Street and Warehouse Entertainment District Venues are allowed times of amplified sound until:
  - 2:00 a.m. cut off time, seven days a week with 85 dBA maximum sound limit
- Restaurants (51% food sales) are limited to 70dBA sound limit (city wide)



# Sound Ordinance Clarification

- Unless further restricted by a Sound Impact Plan written by the City of Austin, permitted venues (located outside of the established Entertainment Districts and beyond 600' of residential zoning and use) have allowed times of amplified sound from:
  - 10:00 am to 10:30 pm Sunday-Wednesday,
  - 11:00 pm Thursday and;
  - 12:00 am Friday and Saturday with **up to 85 dBA** sound limit

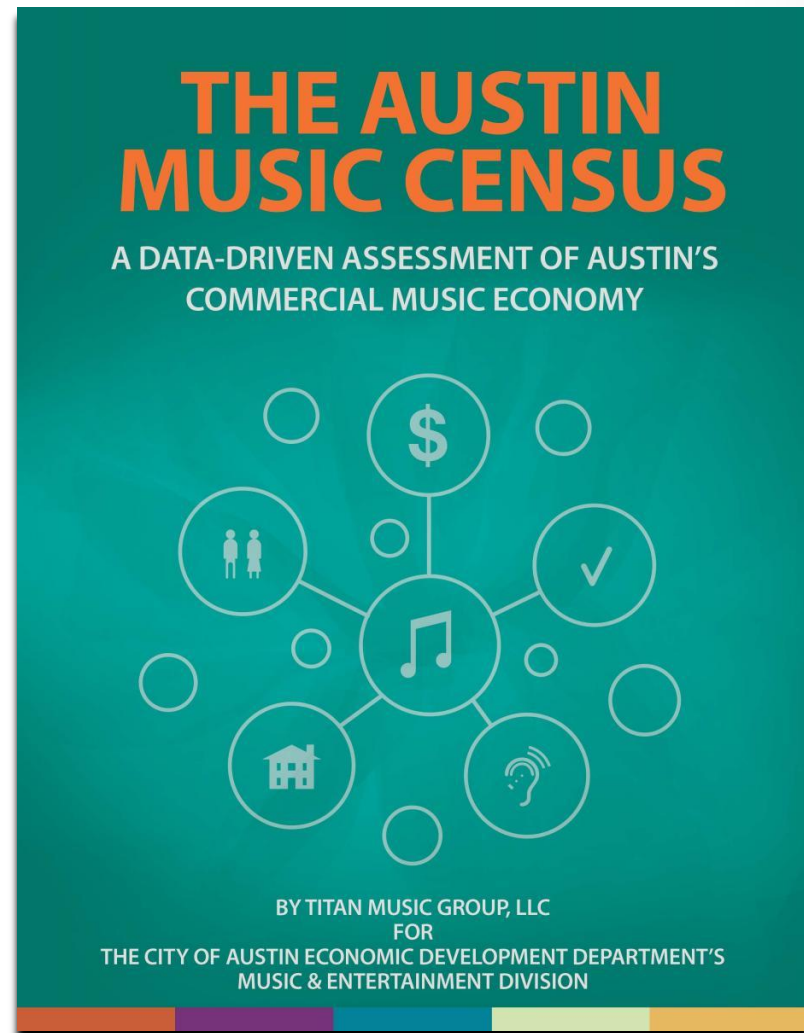


# Music Venue Loan Program

- Low interest sound mitigation loans available for stage enclosures, directional speakers and trussing, sound walls
- Possible extended hours of allowed amplified sound with documented sound mitigation
- Potential program expansion to include additional venue business needs

# Proposed Entertainment License

- 2015 Music Census venue participants expressed need for streamlined application/renewal process for obtaining the numerous required business permits
- Staff recommended the creation of an Entertainment License to support consistent enforcement of sound, safety and security provisions





# Occupant Load Cards

Existing load cards issued by the Austin Fire Department (AFD) will be honored to the listed expiration date

- Any changes to the venue layout requires new plans to be submitted to the City of Austin's Development Services Department (DSD), 2<sup>nd</sup> floor of One Texas Center (OTC) at 505 Barton Springs Road, so that a new load can be calculated



# Occupant Load Cards

To obtain permanent load card increases:

- Plans must be submitted to the Development Services Department (DSD)
- Standard fees apply

Holiday load card increases:

- There is no fee for temporary holiday load card increases
- Applicant must bring current load card to DSD for consideration

Venues that currently have load cards will be considered for a temporary holiday load increase at specific times of the year including: F1, New Year's Eve, St. Patrick's Day, SXSW, Halloween, Mardi Gras, ACL and ROT Rally



# Temporary Use Permit (TUP)

**Development Services Department (DSD):** Issues Temporary Use Permits (TUP). TUP typically involves the short-term use of property that is not otherwise included in any existing site plan or certificate of occupancy.

- TUPs Required: Land Development Code (Ex: use of a parking lot or vacant dirt lot)
- TUPs Not Required: On educational or religious properties

**Austin Fire Department (AFD):** Performs venue inspections and issues Tent Permits

## How to Obtain a TUP:

- An application must be submitted at least 10 days before the requested date for beginning the temporary use
- Application must include site plan drawn to scale and authorization from the property owner
- Temporary use permit application fee is \$60.32 (as of Oct 1<sup>st</sup> 2015)





# Temporary Change Of Use Permit (TCOU)

**TCOU Permit Required:** For structures or portions of structures used as public assemblies that do not currently have a certificate of occupancy for that type of use

- *Under fire code definition, a “public assembly” consists of 50 or more people. (Examples are: use of a vacant building, warehouse, or a high rise office building/garage*

The following may be required due to the size, complexity and/or unique safety issues regarding the activities associated with the proposed event: inspection services, fire watch, onsite stand-by inspectors and stand-by fire apparatus. Conditions of approval will be provided after an applicant review

**Austin Fire Department (AFD):** Inspects locations and issues Temporary Change of Use to a Public Assembly/Operational Permits (TCOU)

**How to Obtain a TCOU:** submit Austin Center for Events (ACE) application  
[www.austintexas.gov/departments/special-event-permits](http://www.austintexas.gov/departments/special-event-permits)



# SXSW 2016

## February 5, 2016

- Deadline for all Temporary Event permit applications for consideration
- This includes OMV extended hours permit applications
- Earlier deadline, as opposed to the standard application deadlines, allows for more efficient planning and process of applications



# COA Staff Contact Info

- **Economic Development Department**  
*Music & Entertainment Division*  
Don Pitts – don.pitts@austintexas.gov  
David Murray – david.murray@austintexas.gov
- **Austin Police Department**  
*APD Special Events*  
Officer Cory Ehrler – cory.ehrler@austintexas.gov
- **Development Services Department**  
512-978-4000 - DSDhelp@austintexas.gov
- **Austin Fire Department**  
AFDSpecialEvents@austintexas.gov

# Questions from the Summit:

## **Certificate of Occupancy/Occupant Load Cards:**

- **How can I discuss Load Card/CO issues in person?**

Contact Development Services Department – 505 Barton Spring Rd., 512.978.4000, 8:00AM-10:00AM

- **What do I have to have in order to obtain a load card?**

You must have a certificate of occupancy to obtain a load card. Contact DSD for more information.

- **What occasions can I obtain a Holiday Load Card increase?**

F1, New Year's Eve, St. Patrick's Day, SXSW, Halloween, Mardi Gras, ACL, and ROT Rally.

# Questions from the Summit:

## SPECIAL EVENTS

- **How can I contain my queueing line for my special event?**

If there is a street closure (6<sup>th</sup> street), you may use sidewalks to handle queueing. In all other instances, you'll need to submit application for a right of way permit.

- **I'm planning an event, where can I get information for all departments involved in this process**

City Stage - Austin Center for Events.

<https://www.austintexas.gov/department/special-event-permits>

- **My event is in a parking lot, what permit will I need?**

A temporary use of change permit (TUP), applied for through the ACE application.

- **My event is in taking place inside my business, what permit will I need?**

If the event consists of 50 or more people, you'll need a Temporary Change of Use permit.

# Questions from the Summit:

## SOUND

- **Will dbC restrictions be implemented in the sound ordinance?**

Sound testing and data will need to be conducted and studied in order to make viable recommendations on these restrictions.

- **What kind of sound mitigation will I need to extend my OMV hours?**

The music & entertainment division will aid in these recommendation as they vary venue to venue. <http://www.atxmusic.org/>

- **What is an OMV permit?**

An Outdoor Music Venue Permit is an annual permit which allows venues, bars, and restaurants the ability to use amplified sound outdoors within set sound limits and hours.

- **Do businesses outside of entertainment districts qualify for the MVA loan program?**

The Music Venue Assistance Loan Program is available for the following commercial uses: Indoor entertainment - Outdoor Entertainment - Restaurants - Cocktail Lounges - Theatres