

MEMORANDUM

To: R. David Laurrell, County Administrator *R. David Laurrell 8/5 BOS*

From: Catherine H. Moore, Clerk

Subj. AGENDA ITEM - EXCEPTION FROM NOISE ORDINANCE
(5 min)

Date: July 18, 2014

BACKGROUND:

The Brookville Volunteer Fire Department, 3640 Waterlick Road, Forest, Virginia in the Timberlake Election District has submitted a request for an exception from the Noise Ordinance for a fundraising event named "End of Summer Bash" at 1301 Greenview Drive, Lynchburg, Virginia on August 23, 2014. The event will include music, food and beer with an anticipated attendance of 200. The Fire Department is requesting an extension of time for the event from 10:00 p.m. until 11:00 p.m. and a maximum decibel level at the property line of 75 dba.

DISCUSSION:

Attached is a request for exception from the Noise Ordinance. The County's ordinance specifies a decibel level of 77 dba from 6 a.m. to 10 p.m. and 52 from 10 p.m. to 6 a.m. if the property abuts an occupied dwelling. The request is to extend the noise ordinance for one hour from 10:00 p.m. to 11:00 p.m.

A Special Entertainment Permit is currently being completed for approval by the County Administrator.

RECOMMENDATION:

Staff recommends the Board review the request from the Brookville Volunteer Fire Department and advise if you will grant an exception to the noise ordinance for this event.

CAMPBELL COUNTY



Request for Exception from Noise Ordinance



Special Entertainment/Event

Yes No **D**

Permit Application Filed? (please attach copy)

Event Coordinator Information

Name Br-u.IJ...t \M\w-\c..l\ (vi:D
 Address 3640 Waterbale Rd, Forest, VA 24551
 Phone/Cell 434-239-9304

Event Name/Type End of Summer Fire Bash

Date(s) 8-23-14 Time of Event 4pm to 11pm

Anticipated Attendance L-2D=D:...._JI Rain Date / / :::: (if applicable)

Location of Event

Address \30\ <0*("" "" "" (hl-
 City L..yt')cb\ou State VA Zip 2" @>2
 Election District Sp/1-A6 l-l..l-l
 GIS Map Attached? Yes **D** No **D**

Please briefly describe the activities planned for this event (for review by Public Safety and Law Enforcement Officials, Health Department Officials, School Administration and Count Administration .

We are having a band, beer, food for a fund raiser
for our fire department

Maximum decibel level at property line requested _____

Time extension requested 4 ~~to~~ pm to 11pm

(over)

Campbell County Administration
 P.O. Box 100 • Rustburg, VA 24588
www.campbellcountyva.gov
administration@campbellcountyva.gov
 (434) 332-9525; 283-9525 or 592-9525

Indemnity Agreement

In consideration for Campbell County granting the undersigned Event Organizer representative permission to hold the proposed event and to display, sell, or offer for sale wares, services and/or food or merchandise within the perimeters of their event venue, the undersigned agrees to assume the defense and indemnify and save harmless the County, its employees, offices and agents against any and all claims, liabilities, judgments, costs, causes of action, damages, expenses and shall pay all attorney's fees, court costs and other costs incurred in defending such claims, which may accrue against, be charged to, be recovered from, or sought to be removed from the County, its employees, officers and agents by reason of or on account of any personal injury or death or damage to property arising from the undersigned's event and associated activities, if such personal injury or death or damage of property is caused by the acts or omissions or negligence of the undersigned, or the undersigned's employees and agents or by such acts, omissions or negligence of any other person subject to the undersigned's control. The County, its employees, officers and agents shall not have to give the undersigned any specific types of notices of such claims.

Affidavit of Applicant

I certify that the information contained in this form is true and correct to the best of my knowledge and belief, that I understand, and agree to abide by all regulations, provisions, and rules governing Special Events as set forth by Campbell County. I certify that I understand that this application is made subject to the rules and regulations established by the Campbell Board of Supervisors. I agree to abide by these rules and further certify that, on behalf of the organization, I am authorized to commit that organization, and therefore agree to be financially responsible for any costs and fees that may be incurred by or on behalf of the Event to Campbell County. I grant permission for county officials to access the property at any time to enforce permit compliance.

A signed hard copy of the Indemnity Agreement and Affidavit of Applicant portions of the Special Entertainment Event Permit Application must be provided to the County before an exception will be considered fully executed. Submit one hard copy and/or an electronic version (via e-mail or on disk) of this Special Entertainment permit application to Campbell County Administration, c/o Cathy Moore, Clerk of the Board of Supervisors, P.O. Box 100, Rustburg, VA 242588; chmoore@campbellcountyva.gov

Michael Mays
Event Coordinator/Responsible Event Representative
(Print Name)

Date 7-15-14

[Signature]
Signature

Presented to the Board of Supervisors

_____ Date

Approved

Yes No

County Official
(Print Name)

_____ Date

Signature

CC: Campbell County Sheriff's Department (per approval)
Campbell County Public Safety; Fire Marshal (per approval)