



**AUSTIN MUSIC COMMISSION MINUTES**  
**Regular Meeting – Monday, November 1, 2010, 6:00 P.M.**  
Austin City Hall, 301 West 2<sup>nd</sup> Street  
Austin, Texas 78701

Commissioners in attendance: Brad Stein (Chair), Paul Oveisi (Vice-Chair), Duane “Ter’ell Shahid” Hunter, Marcia Zwilling; Michael Feferman; Margaret Moser, Rich Garza

Commissioners absent: None

Staff in attendance: Don Pitts, Jim Butler

**A. CALL TO ORDER**

Stein called the Commission meeting to order at 6:05 p.m.

**B. APPROVAL OF MINUTES**

The minutes from the regular meeting of October 4, 2010 were approved on Oveisi’s motion, Shahid’s second, on a unanimous vote.

**C. CITIZEN COMMUNICATION**

1. Tim Hamblin updated the Commission on what the Austin History Center is planning for the 25<sup>th</sup> Anniversary of SXSW.
2. Clay Cornell let the Commission know about issues related to decibel levels and live music outdoors. He often records bands outdoors at his studio.
3. Clay Shorkey discussed current and planned activities of the Texas Music Museum.
4. Carlyne Majer let the Commission know that the SXSW traffic plan is on hold until certain safety issues have been addressed.
5. Michael Guajardo, David Zapata, Mark Rogers, and Briana Miriani all spoke about issues related to sound and traffic and safety in their neighborhood.
6. Gary Etie discussed the value of having the 96 hour permit, and also suggested that allowing permits of 2 and 3 days would also be worth exploring

**D. NEW BUSINESS**

The Commission discussed a sound-related recommendation to City Council. They ended up voting unanimously for this motion, with Oveisi making the motion to approve and Shahid seconding it:

AUSTIN MUSIC COMMISSION RESOLUTION  
November 1, 2010

WHEREAS, it is recognized that recent modifications have been made to Chapter 9-2 of the City Code (Noise and Amplified Sound).

WHEREAS, the Music Commission wishes to recommend to City Council concepts for further modifications to Chapter 9-2 of the City Code to provide uniformity and to address issues related to safety and compatibility.

BE IT RESOLVED, that the Music Commission recommends to the City Council the following:

(1) That the City Council approve and implement the staff recommendations identified by Greg Guernsey, Director of the Planning and Development Review Department, submitted to the City Council dated March 17, 2010 regarding modifications to Chapter 9-2 of the City Code.

(2) That the City Council consider the following additional modifications to Chapter 9-2 of the City Code in connection with permits for amplified sound:

- Creating a definition of live music venue to apply to permits;
- Requiring an "Impact Plan" which is agreed to by an applicant, prepared with the assistance of the City Music Office, and addresses such issues as compatibility and concerns raised by neighboring properties, sound mitigation and sound engineering;
- Granting express authority to the accountable official to (a) deny the granting of and/or (b) revoke existing permits for repeat violators of law or the Impact Plan.
- Authorizing additional, more restrictive, limited sound permit options (in lieu of a one year Outdoor Music Venue Permit) which may include a weekend only permit, multi-day permit, or other options; and
- Requiring that issuance of limited sound permits be conditioned upon the applicant having first received all applicable other permits (i.e., temporary use, temporary change of use).

(3) That the City Council direct staff in the following areas related to amplified music, with the assistance of the Music Office:

- Improved enforcement of sound permits through the Austin Police Department, Special Events, Code Enforcement, and or other City departments;
- Improved staff processes and interdepartmental coordination in the issuance of permits;
- Improved procedures with regard to safety and traffic in the granting of temporary use and temporary change of use permits; and
- City sponsored sound education seminars.

Adopted unanimously November 1, 2010 by the Austin Music Commission by 7-0 vote.



Brad Stein  
Chairman of the Austin Music Commission

**E. MEMBER UPDATES**

Shahid mentioned that he provided music that is part of a soundtrack to a film. Moser mentioned that she is working to try to bring a Blues Camp to Austin next year. Zwilling is working to try to get some local music to be a part of a TV show that she is hoping will shoot in Austin. Stein attended a meeting where the new Cactus Café leader was introduced. He also discussed a documentary film about Austin music that was shown at the Austin Film Festival. Feferman mentioned that he is helping with Austin Music People (AMP). Oveisi mentioned that he is working to get the word out about AMP to everyone that should be a part of AMP.

**F. STAFF BRIEFINGS**

Butler provided an update on the Live from the Plaza.

**G. ITEMS FOR INFORMATION**

None.

**H. ADJOURNMENT**

The Commission adjourned at 8:35p.m.