



Health and Human Services Department  
 Environmental Health Division  
 1947 Center Street, 3<sup>rd</sup> Floor  
 Berkeley, CA 94704  
 (510) 981-5310 Fax: (510) 981-5305  
 envhealth@ci.berkeley.ca.us

- Permit Fee: \$36.00 (*public right-of-way*)
- Variance Fee: \$149.00 (*if required*)
- Processing Fee: \$18.00 (*private property*)
- Waived Resolution #: \_\_\_\_\_

PERMIT NUMBER : \_\_\_\_\_

**APPLICATION FOR PERMIT TO OPERATE SOUND AMPLIFIER**

**NOTE: THIS DOES NOT AUTHORIZE A SPECIAL EVENT  
 (NOT VALID ON U.C. PROPERTY)**

EFFECTIVE JULY 1, 2007, THIS PERMIT WILL BE *AUTOMATICALLY DENIED* IF:

- Application is filed less than 30 days for Noise Variance
- Application is filed less than two weeks prior to an event
- Application is incompletely filled out
- Time for permit exceeds four (4) hours in any 24 hours
- Time period for permit is later than 8:00 p.m. on public property, and 10:00 p.m. on private property.

<i>Anticipated noise level in decibels: (check one)</i>	
<input type="checkbox"/> 55 dBA – R1, R2	<input type="checkbox"/> 60 dBA – R3, MUR
<input type="checkbox"/> 65 dBA – Commercial	
<input type="checkbox"/> above 65 dBA – Variance Required	

NAME OF EVENT: \_\_\_\_\_

ANTICIPATED ATTENDANCE: \_\_\_\_\_

A permit is hereby issued to applicant (over 18 years) \_\_\_\_\_  
 \_\_\_\_\_  
 (*name, address, telephone of organization*)

To operate a sound amplifier in the City of Berkeley at the following location: \_\_\_\_\_  
 on \_\_\_\_\_ between the hours of \_\_\_\_\_ a.m./p.m. and \_\_\_\_\_ a.m./p.m. Purpose: \_\_\_\_\_

Is this event to be held at a city park? Yes  No  Is this event open to the public? Yes  No

*If YES, you must contact Parks Recreation and Waterfront Department at 981-5150*

Will food be sold at this event? Yes  No  *If YES, you must apply for Temporary Food Permit at 981-5310*

Type of Amplifier:  Fixed  PA System  Other \_\_\_\_\_  Mobile Type of Vehicle, License, etc. \_\_\_\_\_

Type of Outlet:  Electrical Outlet  Portable Generator  Other \_\_\_\_\_

Name of two (2) event attendants who will monitor the sound level and respond to complaints and violations:

Name: \_\_\_\_\_ Address: \_\_\_\_\_ Phone: \_\_\_\_\_

Name: \_\_\_\_\_ Address: \_\_\_\_\_ Phone: \_\_\_\_\_

Amplifier Operator: \_\_\_\_\_ Address: \_\_\_\_\_ Phone: \_\_\_\_\_  
 Pager/Cell.: \_\_\_\_\_

“I have received and reviewed those sections of Berkeley Municipal Code (BMC) Chapter 13.40, the Community Noise Ordinance, that are relevant to use of outdoor amplified sound. I am familiar with the contents of the Ordinance and I agree that the sound amplifying equipment, which is the subject of this permit, will be used only during the hours and on the date specified in this permit. I understand that a violation of any provision of the Ordinance may result in the issuance of a citation, may require my appearance in court, and may result in a fine of up to \$500.00. I acknowledge that the amplified sound will be controlled so as not to be ‘unreasonably loud, raucous, jarring, disturbing or a nuisance to reasonable persons of normal sensitiveness within area of audibility.’ (BMC Section 13.40.100.B.6) ‘Approval of the permit may be conditioned upon such other terms as necessary to insure compliance .....’ (BMC Section 13.40.096B.7). **By accepting this permit I agree to take all steps necessary to resolve complaints about my use of amplified sound and to ensure compliance with the provisions of the Ordinance.”**

Signature of Applicant or Responsible Party: \_\_\_\_\_

**COMMENTS:** \_\_\_\_\_

DENIED: \_\_\_\_\_ APPROVED: \_\_\_\_\_ Noise Control Officer: \_\_\_\_\_ Date \_\_\_\_\_

**APPLICATION FOR A NOISE VARIANCE**

**Date:** \_\_\_\_\_

**Application No.:** \_\_\_\_\_

**NOTICE:** Section 13.40.090 of the Berkeley Municipal Code requires the issuance of a variance for the creation of any noise, which exceeds the standards specified in the City of Berkeley Ordinance No. 5500-N.S., Chapter 13.40 of the Berkeley Municipal Code.

**Applicant:** \_\_\_\_\_

**Address:** \_\_\_\_\_ **Phone No.:** \_\_\_\_\_

**Describe type or source of noise and location:** \_\_\_\_\_

\_\_\_\_\_

**Hours of operation (Not to exceed four (4) hours):** From: \_\_\_\_\_ To: \_\_\_\_\_

**Day of operation:** \_\_\_\_\_ **Duration of operation:** \_\_\_\_\_

**What decibel noise level will be generated:** \_\_\_\_\_

**What is zoning in the area of the noise source:** \_\_\_\_\_

**Describe the effect of failure to obtain a variance:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Use additional sheets if necessary to adequately justify request for variance. I/We are the owners or the contractor for the owners of the property described and realize that a decision on this application rests entirely on the information and justification provided, and or any accompanying documents. I/We hereby affirm and certify under penalty of perjury that the foregoing statements and answers are in all respects true and correct to the best of my/our knowledge. I/We also have been given and have read City of Berkeley Ordinance No. 5500-N.S., the Community Noise Ordinance, and understand its limitations and requirements.

**Applicant's Signature:** \_\_\_\_\_

**Variance Approved:** \_\_\_\_\_

**Variance Denied:** \_\_\_\_\_

**Noise Control Officer:** \_\_\_\_\_ **Date:** \_\_\_\_\_

Following approval of this permit, the Parks Recreation and Waterfront Department should be contacted and keys requested to the electrical power box if electricity is required. An approved, signed copy of the sound amplification permit must be shown to the Parks Recreation and Waterfront Department before a key will be issued. Upon completion of use of the electricity, the power boxes must be locked and the keys returned to Parks Recreation and Waterfront Department within two (2) working days.

**FAILURE TO DO SO MAY RESULT IN DENIAL OF FUTURE USE OF THE PARK**

There is an electrical box mounted on the street light pole between the Martin Luther King Park and the Civic Center Building. The electrical service available in the box consists of two (2) each, duplex receptacles, 20 amp, 110 volts and one (1) each, twist lock receptacle, 20 amp, 220 volts. Each receptacle is protected by a separate ground fault interrupter. The ground fault will trip if the user overloads the circuit or connects faulty electrical equipment.

**WARNING: IF THE CIRCUITS ARE OVERLOADED, THE POWER IS AUTOMATICALLY INTERRUPTED AND WILL NOT CONTINUE. CITY EMPLOYEES DO NOT WORK ON SATURDAY, SUNDAY, AND HOLIDAYS. THEREFORE, THE POWER CANNOT BE RESTORED.**

**APPLICANT IS PROHIBITED FROM DRIVING VEHICLE ACROSS LAWN AREA IN ORDER TO SET UP SOUND EQUIPMENT.**

**THIS PERMIT MUST BE IN THE POSSESSION OF PERSON OPERATING EQUIPMENT AND MUST BE SHOWN, UPON DEMAND, TO ANY MEMBER OF THE BERKELEY POLICE DEPARTMENT.**