Public Works Update – Fairplex Mitigation Committee – June 16, 2021

- Per the Agreement Regarding Interim Use of Fairplex, Section 6 <u>Additional</u> <u>Music Events</u>, "....Music Events shall not generate noise levels exceeding 75 dBA over a 15-minute period..."
- The intent of the Agreement Regarding Interim Use of Fairplex (Agreement) is to fund <u>public safety measures and [City] services</u> to mitigate the identified impacts on surrounding properties. The identified impacts noted include trash, noise, and pedestrian and vehicular circulation. The intent is to fund either public safety measures or services, and not purely private improvements.
- Public safety measures and services although not specifically defined in the Agreement, the term is likely broad enough to encompass more than just physical improvements to public property, as that section also authorizes the use of mitigation funds for "services." It is anticipated that these could include services that meet the criteria for use (for example additional trash pickups/street sweeping, temporary signage, traffic control).
- Ganesha Park is located within the boundaries of the improvement area. If there are impacts from the use of the Fairplex that need to be mitigated (i.e. see example above regarding additional trash pickups), then it is believed the language in the Agreement is broad enough to authorize the use of mitigation funds in any part of the defined area, including Ganesha Park.