

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON GRANTING THE DENTON FESTIVAL FOUNDATION INC. A NOISE EXCEPTION FOR THE DENTON ARTS AND JAZZ FESTIVAL ON FRIDAY, SEPTEMBER 11, 2026, FROM 3:00 P.M. TO 11:00 P.M., SATURDAY, SEPTEMBER 12, 2026, FROM 10:00 A.M. TO 11:00 P.M., AND SUNDAY, SEPTEMBER 13, 2026, FROM 11:00 A.M. TO 9:00 P.M. AT THE NORTH TEXAS FAIRGROUNDS IN DENTON, TEXAS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 17-20 of the Code of Ordinances of the City of Denton, the City Council may make exceptions upon application for sound levels or hours of operation when the public interest will be served thereby; and

WHEREAS, The Denton Festival Foundation Inc. has made an application to the City Council for an exception to Section 17-20 of the Code of Ordinances regarding sound levels and hours of operation, in connection with the Denton Arts and Jazz Festival, which will be held on Friday, September 11, 2026, from 3:00 p.m. to 11:00 p.m., Saturday, September 12, 2026, from 10:00 a.m. to 11:00 p.m., and Sunday, September 13, 2026, from 11:00 a.m. to 9:00 p.m. at the North Texas Fairgrounds in Denton, Texas; and

WHEREAS, The Denton Festival Foundation Inc. provides a free community event that showcases over 2,700 performers, local and statewide vendors, children's activities, art exhibits, 250 booths, and five stages with various entertainers. The event is designed to engage residents of all ages, offering an exciting experience for professional and amateur musicians, artists, and performers while providing entertainment and activities that appeal to the broader community; and

WHEREAS, the City Council of the City of Denton finds that granting a noise exception for this event, subject to the restrictions contained herein, would serve the public interest; NOW THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. Pursuant to Section 17-20 of the Code of Ordinances, The Denton Festival Foundation Inc. is hereby granted an exception to said section's amplified sound prohibition subject to the following restrictions:

1. This exception to the limitations imposed by Section 17-20 of the Code of Ordinances of the City of Denton, is granted only in connection with the operation of the Denton Arts and Jazz Festival in Denton, Texas, on Friday, September 11, 2026, from 3:00 p.m. to 11:00 p.m., Saturday, September 12, 2026, from 10:00 a.m. to 11:00 p.m., and Sunday, September 13, 2026, from 11:00 a.m. to 9:00 p.m. at the North Texas Fairgrounds.
2. The Denton Festival Foundation Inc. agrees to take full responsibility for ensuring that the conditions of this exception are met and to take all reasonable measures necessary to avoid disturbing persons of ordinary sensibilities in the immediate vicinity of the event.

3. The Denton Festival Foundation Inc. agrees to cease using amplified loudspeakers past 11:00 p.m. on Friday September 11, 2026, Saturday, September 12, 2026, at 11:00 p.m., and Sunday, September 13, 2026, by 9:00 p.m.
4. Under no circumstances shall The Denton Festival Foundation Inc. employ the use of amplified loudspeakers past 11:00 p.m. on Friday, September 11, 2026, and Saturday, September 12, 2026, at 11:00 p.m., and 9:00 p.m. on Sunday, September 13, 2026.
5. The Director of Parks and Recreation may approve modifications to the dates and times of the events.
6. This Ordinance confers no personal or property rights, and may be amended, modified, suspended, or revoked in whole or in part at the will of the City Council of the City of Denton, without any warning, hearing, or compensation, for any reason at all, or for no reason.
7. This Ordinance shall be strictly construed as an exception granted pursuant to Section 17-20 of the Code of Ordinances of the City of Denton. The City of Denton expressly reserves unto itself and all other persons any and all legal remedies, both civil and criminal, relating to excessive noise in connection with this annual event, and hereby disclaims any promissory, or equitable estoppel which might in any way impede the pursuit of such remedies by any person.

SECTION 2. This Ordinance shall be effective immediately upon its passage and approval and shall expire upon the completion of the Arts and Jazz Festival on Sunday, September 13, 2026, at 9:00 p.m.

The motion to approve this Ordinance was made by _____ and seconded by _____. This Ordinance was passed and approved by the following vote [____ - ____]:

	Aye	Nay	Abstain	Absent
Mayor Chris Watts:	_____	_____	_____	_____
Jordan E. Villarreal, District 1:	_____	_____	_____	_____
Nick Stevens, District 2:	_____	_____	_____	_____
Suzi Rumohr, District 3:	_____	_____	_____	_____
Joe Holland, District 4:	_____	_____	_____	_____
George Ferrie, At Large Place 5:	_____	_____	_____	_____
Jill Jester, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the _____ day of _____, 2026.

CHRIS WATTS, MAYOR

ATTEST:
KRISTI FOGLE, INTERIM CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
MACK REINWAND, CITY ATTORNEY

A handwritten signature in blue ink, appearing to read "Amanda Brown", is written over the printed name of the City Attorney.

BY: _____