

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON GRANTING THE NORTH TEXAS STATE FAIR ASSOCIATION A THREE-YEAR NOISE EXCEPTION FOR THE NORTH TEXAS FAIR AND RODEO WHICH WILL BE HELD AUGUST 15-24, 2025, AUGUST 14-23, 2026, AND AUGUST 13-22, 2027, AT 2217 N. CARROLL BOULEVARD; 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 North Texas State Fair Association has made an application to the City Council for a three-year exception to the provisions of Section 17-20 of the Code of Ordinances regarding sound levels and hours of operation, in connection with North Texas Fair and Rodeo annual event held at 2217 North Carroll Boulevard, with said request being for the following dates: August 15-24, 2025, August 14-23, 2026, and August 13-22, 2027; and

WHEREAS, upon prior application and approval by the City Council of the City of Denton, the North Texas State Fair Association has consistently demonstrated an ability to responsibly operate the North Texas Fair and Rodeo at 2217 N. Carroll Blvd, on days and hours of operation restricted in Section 17-20 of the Code of Ordinances of the City of Denton, Texas, within the public interest, and without materially disturbing persons of ordinary sensibilities in the immediate vicinity thereof; and

WHEREAS, based upon past history, the City Council of the City of Denton, finds that granting a noise exception for the North Texas State Fair and Rodeo 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 North Texas State Fair Association is hereby granted a three-year exception to said section's amplified sound and hours of operation provisions 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 North Texas Fair and Rodeo at 2217 N. Carroll Blvd., on August 15-24, 2025, August 14-23, 2026, and August 13-22, 2027.
2. North Texas State Fair Association 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. North Texas State Fair Association agrees to cease using amplified loudspeakers at midnight on Monday - Thursday, 1:00 a.m. Friday and Saturday, and 11:00 p.m. on Sunday.

4. Under no circumstances shall the North Texas State Fair Association employ the use of amplified loudspeakers past 12:00 a.m. Monday through Thursday; 1:00 a.m. on Friday and Saturday, or 11:00 p.m. on Sunday.
5. Under no circumstances shall the North Texas State Fair Association employ the use of amplified loudspeakers that exceeds 70 dba when measured from the perimeter of the source as measured by an approved measuring instrument.
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 advance 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 North Texas Fair and Rodeo on Sunday, August 22, 2027, unless sooner repealed, modified, or rescinded.

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 Gerard Hudspeth:	_____	_____	_____	_____
Vicki Byrd, District 1:	_____	_____	_____	_____
Brian Beck, District 2:	_____	_____	_____	_____
Suzi Rumohr, District 3:	_____	_____	_____	_____
Joe Holland, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Jill Jester, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the _____ day of _____, 2025.

GERARD HUDSPETH, MAYOR

ATTEST:
LAUREN THODEN, CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
MACK REINWAND, CITY ATTORNEY

A handwritten signature in blue ink, appearing to read "Mack Reinwand", is written over a light blue rectangular background.

BY: _____