

From: Paxton, Kara
Sent: Tuesday, January 26, 2021 2:23 PM
To: Bunch, Sarah <sarah.bunch@fayetteville-ar.gov>
Cc: Pennington, Blake <bpennington@fayetteville-ar.gov>; CityClerk <cityclerk@fayetteville-ar.gov>; Curth, Jonathan <jcurth@fayetteville-ar.gov>; Williams, Kit <kwilliams@fayetteville-ar.gov>
Subject: RE: Appealing a decision of the Planning Commission

Council Member Bunch,

Thank you for your email confirming your request to join the appeal.

Thank you,

Kara Paxton, MSISM
City Clerk Treasurer
City of Fayetteville, Arkansas
kapaxton@fayetteville-ar.gov
T 479.575.8323



From: Bunch, Sarah <sarah.bunch@fayetteville-ar.gov>
Sent: Tuesday, January 26, 2021 2:10 PM
To: CityClerk <cityclerk@fayetteville-ar.gov>; Paxton, Kara <kapaxton@fayetteville-ar.gov>
Cc: Pennington, Blake <bpennington@fayetteville-ar.gov>
Subject: Fwd: Appealing a decision of the Planning Commission

Kara,

I agree to the sections of UDC listed below, and would like to join the appeal of the extension of live music hours for Prairie Street Live.

Sarah Bunch
Sent from my iPad

Begin forwarded message:

From: "Pennington, Blake" <bpennington@fayetteville-ar.gov>
Date: January 26, 2021 at 1:37:00 PM CST
To: "Bunch, Sarah" <sarah.bunch@fayetteville-ar.gov>
Cc: "Paxton, Kara" <kapaxton@fayetteville-ar.gov>, CityClerk <cityclerk@fayetteville-ar.gov>, "Curth, Jonathan" <jcurth@fayetteville-ar.gov>, "Williams, Kit" <kwilliams@fayetteville-ar.gov>
Subject: FW: Appealing a decision of the Planning Commission

Sarah,

See the emails below describing the reasons Mr. Levi is seeking the appeal and the applicable UDC sections. If you agree with those, please respond to the City Clerk with your intent to adopt those and join the appeal.

Thanks,

Blake

--

Blake E. Pennington

Assistant City Attorney

Tele: (479) 575-8313

bpennington@fayetteville-ar.gov

From: Pennington, Blake <bpennington@fayetteville-ar.gov>

Sent: Tuesday, January 19, 2021 9:34 PM

To: Turk, Teresa <teresa.turk@fayetteville-ar.gov>; Kinion, Mark <mark.kinion@fayetteville-ar.gov>

Cc: Ed Levi <edlevibeas@gmail.com>; Williams, Kit <kwilliams@fayetteville-ar.gov>; Paxton, Kara <kapaxton@fayetteville-ar.gov>; CityClerk <cityclerk@fayetteville-ar.gov>

Subject: RE: Appealing a decision of the Planning Commission

Thank you, Teresa and Mark. We will need a third council member to sign on to the appeal in order for it to be heard by the City Council.

Thank you,

Blake

--

Blake E. Pennington

Assistant City Attorney

Tele: (479) 575-8313

bpennington@fayetteville-ar.gov

From: Turk, Teresa <teresa.turk@fayetteville-ar.gov>

Sent: Tuesday, January 19, 2021 4:45 PM

To: Kinion, Mark <mark.kinion@fayetteville-ar.gov>

Cc: Pennington, Blake <bpennington@fayetteville-ar.gov>; Ed Levi <edlevibeas@gmail.com>; Williams, Kit <kwilliams@fayetteville-ar.gov>; Paxton, Kara <kapaxton@fayetteville-ar.gov>

Subject: Re: Appealing a decision of the Planning Commission

I agree also.

Teresa

Sent from my iPhone

On Jan 19, 2021, at 4:43 PM, Kinion, Mark <mark.kinion@fayetteville-ar.gov> wrote:

I agree with this basis of appeal as outlined in your email.

Mark Kinion

Ward 2 Position 1

On Jan 14, 2021, at 5:35 PM, Pennington, Blake <bpennington@fayetteville-ar.gov> wrote:

Mark and Teresa,

Section 155.02 says appeals must reference the applicable UDC Sections and set out the reasons the decision was in error. Based on Mr. Levi's description of the issue below, the most relevant UDC sections on which you could base an appeal would be:

1. Section 163.02(C)(3)(b) – “That the granting of the conditional use permit will not adversely affect the public interest.”
2. Section 163.02(C)(3)(c)(ii)(h) – “General compatibility with adjacent properties and other property in the district.”

If you agree with those sections and adopt Mr. Levi's reasons as the bases for appeal, please confirm and make sure the City Clerk is included in your response as the appeal must be filed with her office. If both of you are signing on we will only need one more councilmember to sign on to the appeal in order for it to be heard by the City Council.

Please let me know if you have any questions.

Thanks,

Blake

--

Blake E. Pennington

Assistant City Attorney

Tele: (479) 575-8313

bpennington@fayetteville-ar.gov

From: Kinion, Mark <mark.kinion@fayetteville-ar.gov>

Sent: Thursday, January 14, 2021 5:24 PM

To: Ed Levi <edlevibees@gmail.com>

Cc: Williams, Kit <kwilliams@fayetteville-ar.gov>; Pennington, Blake <bpennington@fayetteville-ar.gov>; Paxton, Kara <kapaxton@fayetteville-ar.gov>; Turk, Teresa <teresa.turk@fayetteville-ar.gov>

Subject: Re: Appealing a decision of the Planning Commission

Mr. Levi,

I will sponsor your appeal. I will wait for guidance from Kit Williams, City Attorney regarding steps to be followed.

Warm Regards,

Mark Kinion

On Jan 14, 2021, at 3:44 PM, Ed Levi <edlevibeas@gmail.com> wrote:

Councilman Kinion,

This is starting to get above my paygrade and I am requesting your help. As you know, I've requested the Council to reverse or alter the decision of the Planning Commission concerning a Conditional Use Permit and now, since I wrote on the form for the entire council, the City Clerk has been making some calls and helping me to understand some hoops I have to navigate. I've learned that somehow I have to write the appeal to the Planning Commission's Conditional Use Permit for Prairie Street Live. Then I have to get three Council Members to sponsor that appeal. Councilwoman Turk just called me to say that she's onboard but that it would be best if one of the Councilmen from my ward was to "be the lead." Of course, I immediately thought that that would be you since you had said that you would reverse such a permit if the noise was bothersome to residence in the area. (Also, I've just learned that Councilman Petty is a business neighbor of Prairie Street Live and asking him would put him in an awkward position.)

So, what I am asking is for your guidance in this matter. I'm really not sure of how an appeal must be written and, like I said, I don't mind them being them having a permit but there needs to be some conditions concerning the noise factor. That would be some reduction of noise emitting from the property. As I indicated in my letter, Mr. Curth told me that at the Planning Commission's meeting, there were some people there to complain about the noise (and parking) but that the owner was very good at bringing in lots patrons who spoke in favor of an extended permit. I feel that the appeals were both not heard and under-attended. As you said last year, it should not create complaints from neighborhood residents...but it has. For a variety of reasons those complaints were under-represented. If you think it necessary, I have little doubt that I could get a petition signed by many neighbors.

The other thing both the Clerk and Mr. Curth told me that this all needs to be filed before the 26th of this month.

**Any help or guidance you can give me in this appeal will be greatly appreciated.
Ed Levi**

In trying to figure things out I found the following:

155.04 - Council Member Appeal On Behalf Of Resident

A Council Member may bring an appeal on behalf of any resident of the city of a decision by the Planning Commission to approve subdivision requests (plats, lot splits), and development requests (large scale developments and large or small site improvement plans). Variances, compliance with applicable design standards, tree preservation plans and conditions of approval for any development shall be appealed as part of the approval of a development proposal.



MEETING OF FEBRUARY 16, 2021

TO: Mayor; Fayetteville City Council

THRU: Susan Norton, Chief of Staff

FROM: Jonathan Curth, Development Services Director

DATE: January 29, 2021

SUBJECT: **APPEAL OF: ADM 2020-000017: Administrative Item (509 W. PRAIRIE ST./PRAIRIE ST. LIVE CUP AMENDMENT, 557):** Submitted by APRIL LEE for property located at 509 W. PRAIRIE ST. The property is zoned MSC, MAIN STREET/CENTER and contains approximately 0.93 acres. The request is to amend the existing CUP to allow for later hours and more frequent performances.

RECOMMENDATION:

Planning staff recommend amending the Planning Commission's approval to limit the overall conditional use permit's extension to one year and reduce show times to no later than 9:00PM.

BACKGROUND:

The subject property is located on the southeast corner of Gregg Avenue and Prairie Street, with the Razorback Greenway/Frisco Trail bordering its eastern boundary. The property is developed with one approximately 1,700 square foot industrial building built in 1930 and multiple accessory structures, including one that has the appearance of a stage. Although formerly a part of Fayetteville's downtown industrial area, it has since transitioned, first to a skate shop and park, and now to an events venue. In 2006, the property was rezoned to DG, Downtown General, as a part of the Downtown Master Plan, and subsequently to MSC, Main Street/Center, in 2019.

On August 12, 2019, the Planning Commission approved a conditional use permit (CUP 19-6721) for low-volume, ambient music throughout the week, one larger event per week with hours determined by day of the week, and one additional event per week during citywide events like Roots Festival and Bikes, Blues, and BBQ. The permit was approved for a three-month provisional period to receive a follow-up public hearing on November 12, 2019. At that hearing the permit was extended to November 12, 2020 with the possibility of further extension following a public hearing to evaluate compliance with noise ordinance standards and any nuisances.

Request: The request by Councilmembers Bunch, Kinion, and Turk on behalf of a resident is to appeal Planning Commission approval of the amendment to a conditional use permit, CUP 19-6721. The appeal is on the grounds that the public interest will be adversely affected and that satisfactory provisions were not made for general compatibility with adjacent properties.

DISCUSSION:

On January 11, 2021, the Planning Commission approved ADM-2020-000017 by a vote of 6-2-1. Commissioner Belden made the motion, amending staff's recommendation with the following:

- Extension of the permit without expiration;
- Extend Friday and Saturday outdoor music hours for one additional hour, to:
 - Friday: 6:00 PM to 11:00 PM
 - Saturday: 11:00 AM to 11:00 PM
- Extended hours expire on January 11, 2022, with the potential to continue with Planning Commission evaluation.

Commissioner Paxton seconded the motion and upon roll call Commissioners Winston and Garlock dissented. Commissioner Sharp recused. Approximately 20 individuals spoke in support and opposition to the amendment. Those in favor asserted the importance of the venue as an outdoor space during the COVID pandemic, the opportunity it represents for musicians, and the feasibility of having events end by 10:00 PM. Those opposed expressed varying opinions, with some supportive of the venue, but with the same or reduced hours, and others stating that the volume of music is inappropriate near housing and that the traffic associated with the venue creates parking problems. Written comment is attached.

In their discussion, the Commissioners noted that the venue has been largely operating in compliance with Fayetteville's noise ordinance and that previous zoning decisions have indicated an intent for the area to include diverse activities. Several Commissioners noted that it is important to offer the applicant reassurance that the venue may continue operating so improvements and investments can be made in the site to mitigate or buffer noise.

BUDGET/STAFF IMPACT:

N/A

Attachments:

- Planning Commission Staff Report
- Public Comment Since Planning Commission Staff Report Publication



TO: Fayetteville Planning Commission

FROM: Jonathan Curth, Development Review Manager

MEETING DATE: January 11, 2021 (Updated with Planning Commission Results)

SUBJECT: **ADM 2020-000017: Administrative Item (509 W. PRAIRIE ST./PRAIRIE ST. LIVE CUP AMENDMENT, 557):** Submitted by APRIL LEE for property located at 509 W. PRAIRIE ST. The property is zoned MSC, MAIN STREET/CENTER and contains approximately 0.93 acres. The request is to amend the existing CUP to allow for later hours and more frequent performances.

RECOMMENDATION:

Staff recommends partial approval of **ADM-2020-000017** with conditions, based on the findings contained in this report.

RECOMMENDED MOTION:

"I move to approve **ADM-2020-000017** with conditions, determining:

- In favor of compatibility with adjacent properties; and
- In favor of all other conditions as recommended by staff."

BACKGROUND:

The subject property is located on the southeast corner of Gregg Avenue and Prairie Street, with the Razorback Greenway/Frisco Trail bordering its eastern boundary. The property is developed with one approximately 1,700 square foot industrial building built in 1930 and multiple accessory structures, including one that has the appearance of a stage. Although formerly a part of Fayetteville's downtown industrial area, it has since transitioned, first to a skating shop and park, and now to an events venue. The property was rezoned to DG, Downtown General, in 2006 as a part of the Downtown Master Plan, and subsequently to MSC, Main Street/Center in 2019.

On August 12, 2019, the Planning Commission approved a conditional use permit (CUP 19-6721) for low-volume, ambient music throughout the week, one larger event per week with hours determined by day of the week, and one additional event per week during citywide events like Roots Festival and Bikes, Blues, and BBQ. The permit was approved for a three-month provisional period to receive a follow-up public hearing on November 12, 2019. At that hearing the permit was extended to November 12, 2020 with the possibility of further extension following a determination of nuisance and compliance with noise ordinance standards. Surrounding land uses and zoning is depicted in *Table 1*.

**Table 1
Surrounding Land Use and Zoning**

Direction	Land Use	Zoning
North	Single-family Residential	R-O, Residential Office; DG, Downtown General
South	Warehousing/Commercial	MSC, Main Street/Center
East	Mixed-use Residential-Office-Retail	MSC, Main Street/Center
West	Warehousing/Commercial	DG, Downtown General

City Plan 2040 Future Land Use Designation: Downtown Master Plan & City Neighborhood Area

Proposal: The applicant proposes an amendment to CUP 19-6721 to modify three aspects of the permit:

- **Permit expiration:** Extend approval indefinitely.
- **Outdoor music end times:** Extend the time music must end from 10:00 PM to 11:00 PM on Friday and Saturday.
- **Event frequency:**
 - Two events per week where one is currently permitted,
 - Three events per week during citywide events where two are currently permitted.

Public Comment: Staff has received public comment in favor and opposed to this request. Those opposed to the request note that the volume as permitted under the noise ordinance is excessive and a significant nuisance that adversely affects quality of life. Objections have also been made that assert a connection between the venue and area parking problems, trash, and public intoxication. Individuals in favor of the request assert that the venue has created a draw to the area that increases its vitality and the inherent safety by having more people out where streets were previously empty.

DISCUSSION:

In considering the proposed amendment, staff reviewed the conditions of the permit's approval and documented issues during the one-year provisional period. Similar to staff's evaluation in 2019, it is clear from the attached Police Department reports and public comment that regardless of noise ordinance violation, of which there was only one, the volume of music and operation of the venue is having an adverse impact on many residents. Accordingly, staff is not in favor of extending the permit indefinitely nor increasing the frequency or duration of events. Conversely, staff recommends one additional year of permit approval with the same frequency of events, but with an ending time one hour earlier on Friday and Saturday to reflect the majority of complaints happening on those days of the week. Following another year of operation, the applicant may bring forward a request to extend the permit further and possibly add additional dates and times. This will also allow time for City improvements in the area, specifically sidewalks and parking along Prairie to be completed that may alleviate parking concerns and encourage walking to the venue.

RECOMMENDATION: Staff recommends partial approval of **ADM-2020-000017**, subject to the following conditions:

Conditions of Approval:

1. **Planning Commission determination of compatibility for an extension of outdoor music at 509 W. Prairie Street through January 11, 2022.** *Staff supports*

the extension of outdoor music, but only for one year, for reduced hours on Friday and Saturday, and at the currently approved frequency of events ; **Extended indefinitely by the Commission**

2. **The conditional use permit shall be amended as follows:**
 - The permit's approval is limited to one additional year, expiring on January 11, 2021, upon which time the applicant may submit an amendment to extend the permit subject to the Planning Commission's approval;
 - Outdoor music hours:
 - Friday: 6:00 PM to ~~9:00 PM~~ **11:00 PM** **Extended to 11:00 PM, subject to review after January 11, 2022.**
 - Saturday: 11:00 AM to ~~9:00 PM~~ **11:00 PM**
3. **All conditions of CUP 19-6721 not amended by this request shall remain in effect; and**
4. **Conditional use approval does not grant approval for any proposed improvements or alterations. Development entitlement, grading, building, or mechanical permits may be required for review of compliance with all City codes along with any associated inspections.**

PLANNING COMMISSION ACTION: Required <u>YES</u>
Date: <u>January 11, 2021</u> <input type="checkbox"/> Tabled <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied
Motion: Belden, with conditions as recommended by staff, allowing indefinite extension of the existing permit and allowing show times to 11:00 PM on Friday and Saturday
Second: Paxton through January 11, 2022.
Vote: 6-2-1, Commissioners Garlock and Winston voted 'no'. Sharp recused.

BUDGET/STAFF IMPACT:

None

Attachments:

- Previous Conditions of Approval (CUP 19-6721)
- Request letter
- Police Reports (11-12-2019 to 11-12-2020)
- Public Comment
- Pending Street Improvements – Prairie/West
- One Mile Map
- Close-Up Map
- Current Land Use Map

Conditions of Approval (as approved 11-12-2019):

1. **Planning Commission reaffirmation of compatibility with adjacent properties.**
Staff finds that with the additional conditions below, and the limited time-frame the venue may be operated in a compatible manner that contributes to rather than detracts from the surrounding neighborhood;
2. **For events including speakers oriented to the east, the residential zone noise levels of the noise ordinance shall be observed, as outlined below:**

Maximum	Use Districts	Time	Noise Levels
	All residential zones	7:00 a.m. to 11:00 p.m.	60 dB(A)
	All residential zones	11:00 p.m. to 7:00 a.m.	55 dB(A)
	All commercial zones	7:00 a.m. to 11:00 p.m.	75 dB(A)
	All commercial zones	11:00 p.m. to 7:00 a.m.	70 dB(A)
	All industrial zones	7:00 a.m. to 11:00 p.m.	80 dB(A)
	All industrial zones	11:00 p.m. to 7:00 a.m.	75 dB(A)

3. **From this date, three documented violations of the noise ordinance as outlined under Condition #2 shall result in a public hearing for permit consideration for approval, amendment, or revocation;**
4. **The permit's approval is limited to one year, expiring on November 12, 2020, upon which the applicant may submit an amendment to extend the permit subject to the Planning Commission's approval;**
5. **If at the end of the permit's one year extension, repeat and/or frequent documented, validated, and repeat nuisance complaints associated with the venue may result in staff's recommending denial of renewal; and**
6. **All conditions of the previously approved CUP 19-6721, as attached, shall remain in effect unless amended herein.**

Conditions of Approval (as approved 8-12-2019):

1. **Planning Commission determination of compatibility with adjacent properties.**
Staff finds that without a parking plan for the development and with the number of proposed events, adverse impacts are likely on adjacent residents, businesses, and pedestrians, potentially resulting in incompatible and unsafe conditions;
Planning Commission found in favor of compatibility.
2. **Planning Commissioner determination of a variance of §166.21(E)(1), Downtown Design Overlay District, Exterior Architectural Elements, requiring trash dumpsters to only be located in the rear yard.** *Without any indication of hardship, staff recommends denial of this request, finding that the dumpster enclosure's location at the edge of right-of-way will not meet the Downtown Design Overlay District's intent to create attractive and usable space.*
Planning Commission found in favor of the variance.
3. ~~This conditional use permit is limited to use for Prairie Street Live as described herein, including use of the site consistent with the site plan presented.~~ **This conditional use permit is non-transferrable to a different business or property owner. Outdoor music shall be limited to the days and times outlined above under the applicant's request;** *Planning Commission found in favor of the variance, revising Condition #3 to refer to the revised proposal (see above).*
4. **Violation of the City's noise ordinance shall also be considered a violation of this conditional use permit subject to revocation by the Planning Commission. The project shall comply with the City's noise ordinance, as enforced by the Police Department. All music (acoustic or electronically amplified) shall be subject the regulations as follows:**

(A) No person shall operate or cause to be operated, or permit, contract or allow to be operated on premises on public or private property any identifiable source of sound in such a manner as to create a sound level within the use districts in Table 1 below which exceeds the maximum noise levels as set forth in Table 1 as measured at any point on the boundary of the property from which the sound or noise was

emanating. Except between the hours of 10:00 p.m. and 1:00 a.m., a complaint under this section must be brought by a property owner or leaseholder affected by excessive noise on their property.

TABLE 1

Use Districts	Maximum Time	Noise Levels
All residential zones	7:00 a.m. to 11:00 p.m.	60 dB(A)
All residential zones	11:00 p.m. to 7:00 a.m.	55 dB(A)
All commercial zones	7:00 a.m. to 11:00 p.m.	75 dB(A)
All commercial zones	11:00 p.m. to 7:00 a.m.	70 dB(A)
All industrial zones	7:00 a.m. to 11:00 p.m.	80 dB(A)
All industrial zones	11:00 p.m. to 7:00 a.m.	75 dB(A)

All measurements shall be taken with a sound level meter in its fast or peak level setting.

5. ~~Speakers shall be oriented south or north, and not east towards existing residential housing. When speakers are oriented north, the noise ordinance will be applied as described in Condition #4 for residential zones;~~
Stricken by the Planning Commission with consideration for revised request.
6. Sound checks shall not occur prior to 4:00 PM;
7. ~~Per the attached Fire Department comments, some or all on-site structures have been approved as storage occupancies for building and fire code purposes. Those intended for assembly occupancy may be subject to improvements or modifications;~~
Stricken by the Planning Commission with consideration for revised request.
8. All outdoor lighting on-site, with the exception of existing fixtures, must meet the requirements of §176, Outdoor Lighting. Unshielded string lights are not permitted outside of exemptions permitted for outdoor cafes and holidays;
9. ~~The applicant shall provide a parking plan indicating the number of anticipated patrons for all events, a projected number vehicles, and how an adequate number of spaces are provided either on-site, on-street, or at public facilities;~~
and
10. Conditional use permit approval does not constitute development approval. This must be granted separately.
11. The permit shall be approved for a three-month provisional period and be heard by the Planning Commission again on November 12, 2019.

Employees: 5 to 10 typical; 15 to 20 at peak use

Parking: None provided; shared parking agreements under negotiation

Parking agreement with O'Reilly provided; additional agreements under review

Typical Week (every night)

- Speakers oriented south or west
- Low-volume, "ambient" music
- Hours and anticipated traffic
 - **Monday-Wednesday**
 - 11:00 AM to 9:00 PM
 - 100 patrons/day (40 at peak hour)
 - **Thursday**
 - 11:00 AM to 10:00 PM
 - 150 patrons/day (75 at peak hour)
 - **Friday and Saturday**
 - 11:00 AM to Midnight
 - 300 patrons/day (100 at peak hour)
 - **Sunday**
 - 9:00 AM to 9:00 PM
 - 150 patrons/day (40 at peak hour)

-Will not exceed residential levels per the noise ordinance

Flexible Week (up to three times a week) (one time a week)

- Volume will not exceed 75dB
- Sounds checks limited to 4:00 PM or later
- Hours and speaker orientation
 - **Monday-Wednesday**
 - 6:00 PM to ~~8:30 PM~~ 9:00 PM
 - Speakers oriented south
 - **Thursday**
 - 6:00 PM to ~~9:30 PM~~ 9:00 PM
 - Speakers oriented south or east
 - **Friday**
 - 6:00 PM to ~~11:00 PM~~ 10:00 PM
 - Speakers oriented south or east
 - **Saturday**
 - ~~1:00 PM to 6:00 PM or 6:00 PM to 11:00 PM~~ 11:00AM to 10:00 PM
 - Speakers oriented south or east
 - **Sunday**
 - ~~1:00 PM to 7:00 PM~~ 11:00AM to 9:00 PM
 - Speakers oriented south
- No limits on the number of patrons

ADM-2020-000017

Request Letter

Prairie Street Live
509 W Prairie St
Fayetteville, AR 72701
11.16.2020

Dear City of Fayetteville Planning Staff:

I am submitting amendments to my conditional use permit for outdoor amplified music that expired on November 12th. During the past year, we have had more than 15 weeks where we had music two nights per week successfully. However, we discovered that during the summer months when people get out later it doesn't get dark until 9pm and the current permit requires us to end music at 10pm.

I would like to request three amendments to the current conditional use permit as follows:

1. Friday & Saturday music until 10pm amend to 11pm
2. Amplified music one day per week(two days during city wide events) amend to two days per week(three days during city wide events)
3. Extend the permit indefinitely.

Thank you for your consideration on these amendments.

Sincerely,

April Lee
Prairie Street Live



ADM-2020-000017

PD Incident Reports

11-12-2019 to 11-12-2020



Print Date/Time: 12/29/2020 09:43
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2019-00084096

Incident Date/Time: 10/19/2019 7:38:27 PM
Location: 509 W PRAIRIE ST
 FAYETTEVILLE AR 72701
Phone Number: (818)415-2989
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: LOUD PARTY
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Just Occurred
Nature of Call:

Unit/Personnel

Unit	Personnel
382	382-CALVILLO

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	NELSON, NATASHA F	11052 WATERLEAF LN FAYETTEVILLE AR 72753		White	Female	03/16/1971
2	Caller	CONDOLORA, DAVID MARK	525 S SCHOOL AVE FAYETTEVILLE AR 72701		White	Male	04/23/1985

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

10/19/2019 : 20:44:07 scalvillo Narrative: MADE CONTACT WITH MANAGER APRIL, SHE INFORMED ME SHE DID NOT HAVE A NOISE METER BUT WAS USING HER PHONE. APRIL ALSO STATED SHE WAS IN A TRAIL PERIOD WITH THE CITY AND WAS ALLOWED TO BE AT 75DB UNTIL 10. I INFORMED APRIL THAT I COMPLETED A READING AND THAT SHE WAS STILL ABOVE THE LIMIT. APRIL TURNED DOWN THE MUSIC. I ALSO PROVIDED APRIL WITH THE CITY NOISE ORDINANCE.

10/19/2019 : 20:24:54 fcarter Narrative: 2ND CALLER AT 345 S GOVERNMENT AVE, IS OK W/ OFCRS USING HER ADDRESS FOR A NOISE READING

10/19/2019 : 20:21:45 fcarter Narrative: 2ND CALLER ADV THE BASS IS VERY LOUD, IS SHAKING CALLERS HOUSE

10/19/2019 : 19:41:47 mortiz Narrative: CALLER DOES NOT NEED OFCR CONTACT

10/19/2019 : 19:40:00 mortiz Narrative: UNK C1

10/19/2019 : 19:39:50 mortiz Narrative: UNK C2 ADV ARE HAVING A PARTY

10/19/2019 : 19:39:30 mortiz Narrative: ADV ARE SUPPOSED TO BE HAVING MUSIC TILL 11 PM

10/19/2019 : 19:39:16 mortiz Narrative: IS COMING FROM THIS ADDRESS HAVE A STAGE SET UP OUT BACK

10/19/2019 : 19:39:00 mortiz Narrative: LOUD BAND



Incident Report



Print Date/Time: 12/29/2020 09:44
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2019-00091989

Incident Date/Time: 11/17/2019 6:17:09 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number: (303)809-7352
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
420	420-ZIMMERMANN

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	MASNER, CHARLES	525 S SCHOOL AVE 410 FAYETTEVILLE AR 72701	(303)809-8352	White	Male	06/04/1949

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

11/17/2019 : 18:25:09 mmuncie Narrative: 420 MAKING CONTACT W/ CALLER VIA PHONE

11/17/2019 : 18:18:12 joverland Narrative: WOULD LIKE CONTACT FROM PD TO LET HIM KNOW IF THEY ARE IN COMPLIANCE OR NOT.

11/17/2019 : 18:17:36 joverland Narrative: CALLERS BELIEVES IT IS TOO LOUD

11/17/2019 : 18:17:32 joverland Narrative: VERY LOUD MUSIC FROM HERE



Incident Report



Print Date/Time: 12/29/2020 09:45
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00035386

Incident Date/Time: 5/2/2020 8:05:22 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number: (501)502-9871
Report Required: No
Prior Hazards: No
LE Case Number: 2020-00035386

Incident Type: WELFARE CONCERN
Venue: FAYETTEVILLE
Source: Phone
Priority: 2-Medium
Status: In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
279	279-BRASHEARS
411	411-MCABEE

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	STRONG, CHRIS		(501)502-9871		Male	04/06/1997
2	Suspect	SAUNDERS, THOMAS JOSEPH, Jr	HOMELESS Fayetteville AR 72701	(479)695-1925	White	Male	01/15/1962

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
07MARREST	1
01RPTM	1
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

05/02/2020 : 21:18:04 ccarpenter Narrative: 411 ADV HIS DISPOSITIONS WILL BE F NOT M

05/02/2020 : 20:28:55 mkurtz Narrative: 411 10-15.

05/02/2020 : 20:22:35 joverland Narrative: MADE CONTACT WITH PROPERTY OWNER/MANAGER PER 279, ADV THIS SUBJ SHOULD NOT BE HERE. DOES NOT NEED THEM WARNED OF TRESPASS, JUST ASKED TO MOVE ALONG.

05/02/2020 : 20:09:52 fcarter Narrative: UNK FLU LIKE SYMPTOMS

05/02/2020 : 20:09:14 fcarter Narrative: PERSON THAT CHECKED ON HIM IS NOW WALKING AWAY, DIDNT LOOK LIKE THE SLEEPING MALE MOVED OR RESPONDED TO HIM

05/02/2020 : 20:08:52 fcarter Narrative: NO C1S, UNK C2

05/02/2020 : 20:08:36 fcarter Narrative: SOMEONE ELSE IS NOW TRYING TO APPROACH HIM TO CHECK ON HIM, CALLER LIVES VERY CLOSE AND CAN STILL HIM

05/02/2020 : 20:08:21 fcarter Narrative: CALLER ATTEMPTED TO WAKE HIM UP AND HE WOULD NOT BUDGE WHILE CALLER WAS YELLING AT HIM TO GET UP

05/02/2020 : 20:07:55 fcarter Narrative: HAS NOT MOVED FOR A WHILE

05/02/2020 : 20:07:43 fcarter Narrative: WAS LAYING IN THE GRASS, NEAR A CONCRETE SLAB

05/02/2020 : 20:07:08 fcarter Narrative: W/M HAD LEAVES ON HIS BACK, SHIRT LIFTED UP, HEAD LOOKED RED, APRX 40YO WHI/SHIRT, HAT, JEANS POSB A WALMART SAC NEAR HIM

05/02/2020 : 20:06:01 fcarter Narrative: UNK IF MALE WAS BREATHING, CALLER DIDNT WANT TO TRESPASS TO SEE

05/02/2020 : 20:05:47 fcarter Narrative: MALE SLEEPING AT THIS LOC, NOT THE MAIN GATE, BUT THE GATE TO THE WEST OF THE BLDG



Incident Report



Print Date/Time: 12/29/2020 09:45
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00050062

Incident Date/Time: 6/27/2020 8:15:19 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number: (870)615-0890
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
441	441-IBARRA 360-FAUBUS

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	LEVI, ED		(870)615-0890			03/11/1946

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

06/27/2020 : 21:34:07 dibarra Narrative: NO VIOLATION OBSERVED FROM CALLERS ADDRESS. D3 #441

06/27/2020 : 20:18:22 mkurtz Narrative: MUSIC IS EXTREMELY LOUD.

06/27/2020 : 20:17:26 mkurtz Narrative: CALLER AT 301 S WEST AVE.

06/27/2020 : 20:16:54 mkurtz Narrative: DECIBEL METER READING REQUESTED BY NEARBY RESIDENT.



Incident Report



Print Date/Time: 12/29/2020 09:46
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00064179

Incident Date/Time: 8/22/2020 4:21:12 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number: (303)809-7352
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
444	444-VONGPHACHANH 372-VERMILLION
448	448-HURD 388-HAYDON
453	453-BARNETT 382-CALVILLO

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	MASNER, CHARLES	525 S SCHOOL AVE 410 FAYETTEVILLE AR 72701	(303)809-8352	White	Male	06/04/1949

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

08/22/2020 : 17:31:20 jbarrett Narrative: CONFIRMED WITH DISPATCH THAT THIS AREA IS BOTH RESIDENTIAL AND COMMERCIAL. THEY INFORMED ME THAT FOR THE NOISE ORDINANCE IT STATES TO USE COMMERCIAL. I COMPLETED THREE CHECKS. THEY CAME OUT AS 60.0 DB, 56.4 DB, AND 72.9 DB. ALL WERE UNDER THE VIOLATION.

08/22/2020 : 16:27:22 fcarter Narrative: CALLER IS ASKING FOR IT TO BE CHECKED FROM THE TRAIL AS WELL ?

08/22/2020 : 16:26:40 mkurtz Narrative: NOTE - AREA UNIT NOT NOISE METER CERTIFIED. WAITING FOR CERTIFIED UNIT.

08/22/2020 : 16:24:04 fcarter Narrative: CALLER LIVES AT 525 S SCHOOL,, WANTING IT TO BE CHECKED FROM THE BACK OF THE BLDG

08/22/2020 : 16:22:41 fcarter Narrative: CALLER IS WANTING A NOISE DECIBEL CHECKED FOR THIS BUSN



Incident Report



Print Date/Time: 12/29/2020 09:47
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00064273

Incident Date/Time: 8/22/2020 9:57:12 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number: (303)809-7352
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: INFORMATIONAL
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Report
Nature of Call:

Unit/Personnel

Unit	Personnel
417	417-WARD

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	MASNER, CHARLES	525 S SCHOOL AVE 410 FAYETTEVILLE AR 72701	(303)809-8352	White	Male	06/04/1949

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
02GONEONARRIVAL	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

08/22/2020 : 23:07:18 eward Narrative: ONLY PEOPLE ON SCENE ARE EMPLOYEES. THEY ARE WEARING MASKS. LOOKS LIKE THE PARTY IS OVER.

08/22/2020 : 21:58:22 fcarter Narrative: COVID-19

08/22/2020 : 21:57:56 fcarter Narrative: CANT TELL IF THEY ARE WEARING MASKS

08/22/2020 : 21:57:52 fcarter Narrative: SAME CALLER FROM THE NOISE COMPLAINT EARLIER 20-64179

08/22/2020 : 21:57:42 fcarter Narrative: CALLER IS WORRIED THE BUSN IS NOT PRACTICING SOCIAL DISTANCING



Incident Report



Print Date/Time: 12/29/2020 09:50
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00075101

Incident Date/Time: 10/2/2020 8:57:11 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number: (479)502-0468
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
378	378-HARRIS
422	422-MILLS

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	DUNN, JENNIFER K	304 S GREGG AVE FAYETTEVILLE AR 72701	(479)502-0468	White	Female	07/14/1975

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
02GONEONARRIVAL	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

10/02/2020 : 21:54:40 mkurtz Narrative: NOTE - THIS LOCATION IS POSSIBLY MULTI-USE ZONING WHICH ALLOWS FOR LIVE MUSIC.

10/02/2020 : 21:54:24 mkurtz Narrative: NO MUSIC OR NOISE.

10/02/2020 : 21:54:21 mkurtz Narrative: 378 ADV VENUE SEEMS TO BE SHUT DOWN.

10/02/2020 : 20:58:54 fcarter Narrative: CALLER LIVES AT 304 S GREGG AND IS OK W/ AN OFCR TESTING THE MUSIC FROM HER HOME IF NEEDED

10/02/2020 : 20:58:18 fcarter Narrative: LIVE MUSIC

10/02/2020 : 20:57:41 fcarter Narrative: VERY LOUD MUSIC, CALLER FEELS IT IS MORE THAN USUAL



Incident Report



Print Date/Time: 12/29/2020 09:51
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00080276

Incident Date/Time: 10/23/2020 4:41:37 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number:
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
447	447-BOYD 367-ABRAM

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	ANONYMOUS					

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

10/23/2020 : 17:00:52 tboyd Narrative: Spoke with April who is the manager of the business, she stated the band was doing sound checks. Upon arrival no music was being played. She stated she would tell the band to dial it down for sound checks a little bit.

10/23/2020 : 16:52:21 mkurtz Narrative: SURROUNDING AREA IS DOWNTOWN GENERAL, CONSIDERED RESIDENTIAL FOR PURPOSES OF NOISE CONTROL 60dB(A) 7A-11P.

10/23/2020 : 16:48:33 mkurtz Narrative: NOTE - AREA IS MAIN STREET/CENTER ZONING. FOR PURPOSES OF NOISE CONTROL CHAPTER 96, THIS AREA IS CONSIDERED COMMERCIAL. 7A-11P MAX 75dB(A) 11P-7A MAX 70 dB(A).

10/23/2020 : 16:42:07 mkurtz Narrative: MUSIC IS SHAKING NEARBY PROPERTIES.



Incident Report



Print Date/Time: 12/29/2020 09:51
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00082062

Incident Date/Time: 10/30/2020 6:20:31 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number:
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
446	446-ROBINSON 349-TOWNSEND
454	454-BINGHAM 360-FAUBUS

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	ANONYMOUS					

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

10/30/2020 : 20:02:10 lbingham Narrative: no violation observed D3

10/30/2020 : 18:40:50 mtheriault Narrative: 369 REQ NIGHT SHIFT RESPOND

10/30/2020 : 18:22:12 joverland Narrative: AS THEY ARE TESTING NOW, USUALLY DO SO AROUND THIS TIME BEFORE STARTING FOR THE EVENING

10/30/2020 : 18:22:01 joverland Narrative: CALLER ADV IT IS LOUD ENOUGH TO VIBRATE THEIR WINDOWS

10/30/2020 : 18:20:44 joverland Narrative: LOUD MUSIC FROM THIS LOC



Incident Report



Print Date/Time: 12/29/2020 09:52
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00082184

Incident Date/Time: 10/31/2020 2:16:37 AM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number:
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
283	448-HURD 283-SUTLEY
378	378-HARRIS

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	ANONYMOUS					

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	2

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

10/31/2020 : 02:18:07 jmanuel Narrative: CALLER DOESNT NEED CONTACT

10/31/2020 : 02:17:55 jmanuel Narrative: POSS C2

10/31/2020 : 02:17:45 jmanuel Narrative: NO MENTION OF C1 OR FIGHTING

10/31/2020 : 02:17:28 jmanuel Narrative: UNK NUMBER OF SUBJS

10/31/2020 : 02:17:19 jmanuel Narrative: NO MUSIC PLAYING BUT JUST ALOT OF LOUD TALKING AND MOVING AROUND



Incident Report



Print Date/Time: 12/29/2020 09:52
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00083895

Incident Date/Time: 11/6/2020 4:32:06 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number:
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
418	418-HARRIS
428	428-NUNEZ

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	ANONYMOUS					

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

11/06/2020 : 17:27:19 jcharris Narrative: NOT EXCESSIVE

11/06/2020 : 16:34:15 mkurtz Narrative: CALLER ADV THEY ARE IN CONTACT WITH CITY COUNCIL BUT CAN ONLY CALL IN NOISE COMPLAINTS IN THE MEANTIME.

11/06/2020 : 16:33:52 mkurtz Narrative: ALREADY GETTING LOUD.

11/06/2020 : 16:33:49 mkurtz Narrative: BAND IS PERFORMING WARM UP PRACTICE.



Incident Report



Print Date/Time: 12/29/2020 09:53
Login ID: gdawson

Fayetteville Police Department
ORI Number: AR0720100

Incident: 2020-00085789

Incident Date/Time: 11/13/2020 10:28:12 PM
Location: 509 W PRAIRIE ST
FAYETTEVILLE AR 72701
Phone Number: (303)809-7352
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: NOISE
Venue: FAYETTEVILLE
Source: Phone
Priority: 3-Low
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
446	446-ROBINSON 360-FAUBUS

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	MASNER, CHARLES	525 S SCHOOL AVE 410 FAYETTEVILLE AR 72701	(303)809-8352	White	Male	06/04/1949

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
03NORPT	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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CAD Narrative

11/13/2020 : 22:42:56 krobinson Narrative: VENUE IS SHUTTING DOWN, HAD OPEN MIC NIGHT. DID NOT OBSERVE VIOLATION WHILE ON SCENE. D3

11/13/2020 : 22:30:39 sperez Narrative: CALLER DOES NOT WANT A CALL BACK

11/13/2020 : 22:29:02 sperez Narrative: THERE IS A LIVE BAND

11/13/2020 : 22:28:57 sperez Narrative: NO SOUNDS OF DISTURBANCE

11/13/2020 : 22:28:45 sperez Narrative: CALLER LIVES AT 525 S SCHOOL ON THE 5TH FLOOR

11/13/2020 : 22:28:33 sperez Narrative: LOUD MUSIC COMING FROM THIS ADDRESS

From: [Stan Johnson](#)
To: [Planning Shared](#)
Subject: 509 W. Prairie proposed amendment to conditional use permit
Date: Tuesday, December 29, 2020 9:53:06 AM

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning,

I own property directly to the West of the subject property and did not oppose the original conditional use permit that April Lee requested due to my desire to be a good neighbor and open minded to changes in the land use of my neighborhood.

Will you send me a link to the website where I can register for the zoom meeting and see details of the current request please?

I am opposed to the current request and regret not opposing the original conditional use request.

Thank you,

Stan Johnson, President
Johnson Mechanical Contractors
513 W. Prairie Street
Fayetteville, AR 72701
Cell 479-790-9738

Curth, Jonathan

From: Jorge Sanchez <jorgesanchez130@hotmail.com>
Sent: Tuesday, January 05, 2021 3:53 PM
To: Curth, Jonathan
Subject: attn. adm- 2020- 000017

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Sent from my Samsung Galaxy smartphone.

----- Original message -----

From: Jorge Sanchez <jorgesanchez130@hotmail.com>
Date: 1/5/21 3:46 PM (GMT-06:00)
To: jcurth@fayettevillear.gov
Subject: attn. adm- 2020- 000017

good afternoon.i am unable to attend the virtual meeting on next monday at 530 pm.so i want to write u so that i may voice my opinion on the subject.i missed the first round of this venues meetings.i understand they were asking of the neighbors their opinion.well here is mine:so i live a block and a half away from prairie st.live.and i have to go to bed by 830pm so that i may wake up at 430 am to prepare to go to work. I am absolutely opposed to the proposition that they want to stay open later and have more frequent shows. as it is my windows rattle and it keeps me up well past my bedtime.it is a nice quiet neighborhood until now.i lose much sleep and know the minute these shows have ended because i have only 6 hours left to sleep.i oppose this proposal.and i do suggest they move to somewhere less residential.I live at 300 s. gregg. my name is richard redmond.

Sent from my Samsung Galaxy smartphone.

ADM-2020-000017

Pending Street Improvements Prairie/West



Scale: 1" = 80'

DESIGNED BY: DD + ML
DRAWN BY: LVA
CHECKED BY: MC
FILE NAME: J- Prairie and West.dwg

CITY OF FAYETTEVILLE
PRAIRIE ST AND WEST AVE
2020 SIDEWALK IMPROVEMENTS
SITE PLAN

REVISIONS

**REVIEW SET
NOT FOR
CONSTRUCTION**

CITY OF FAYETTEVILLE
ENGINEERING DIVISION
113 W. MOUNTAIN STREET

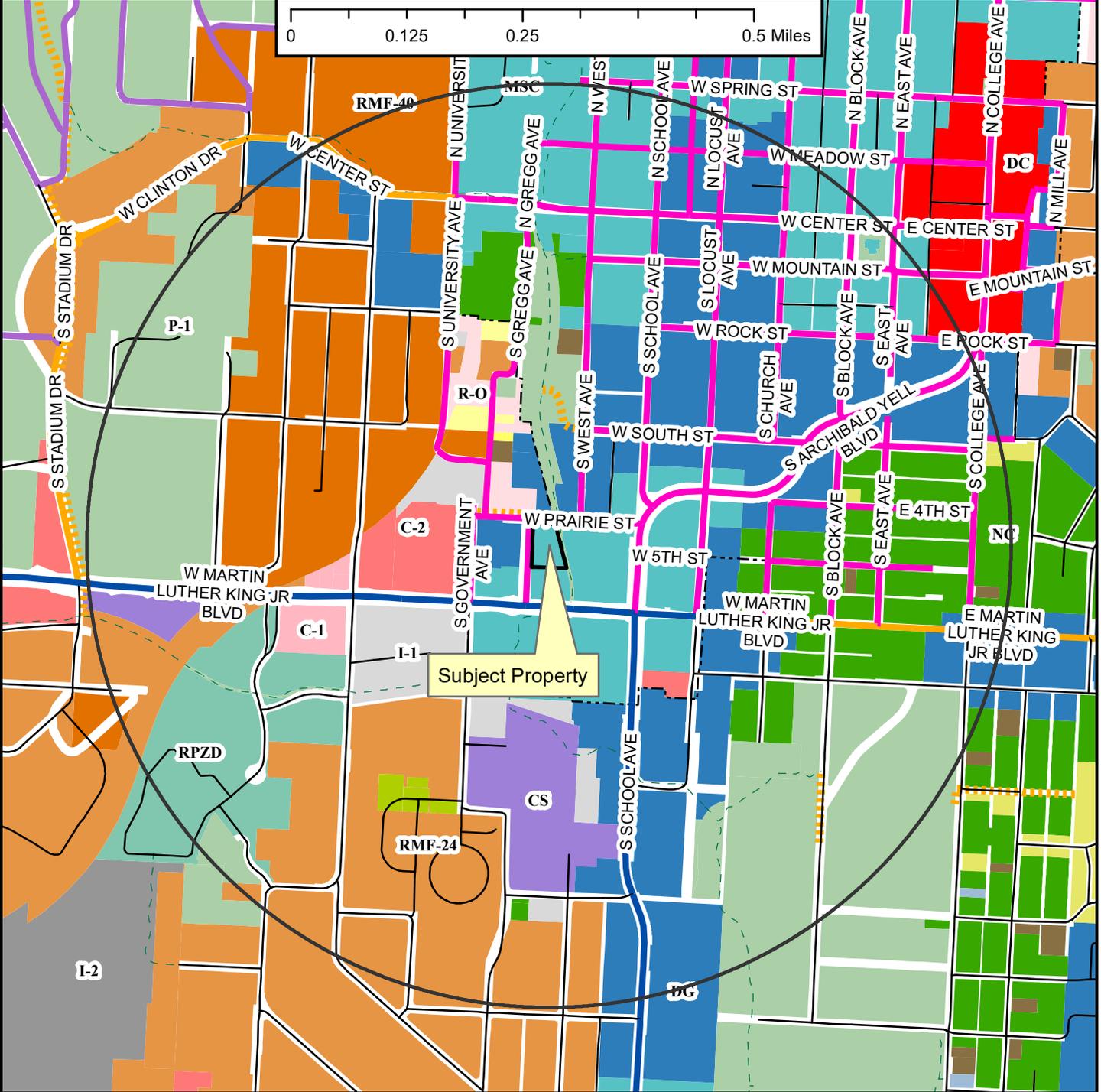
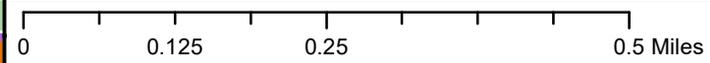
Dec 23, 2020

3

PROJECT: J- Prairie and West

Prairie St. Live

One Mile View



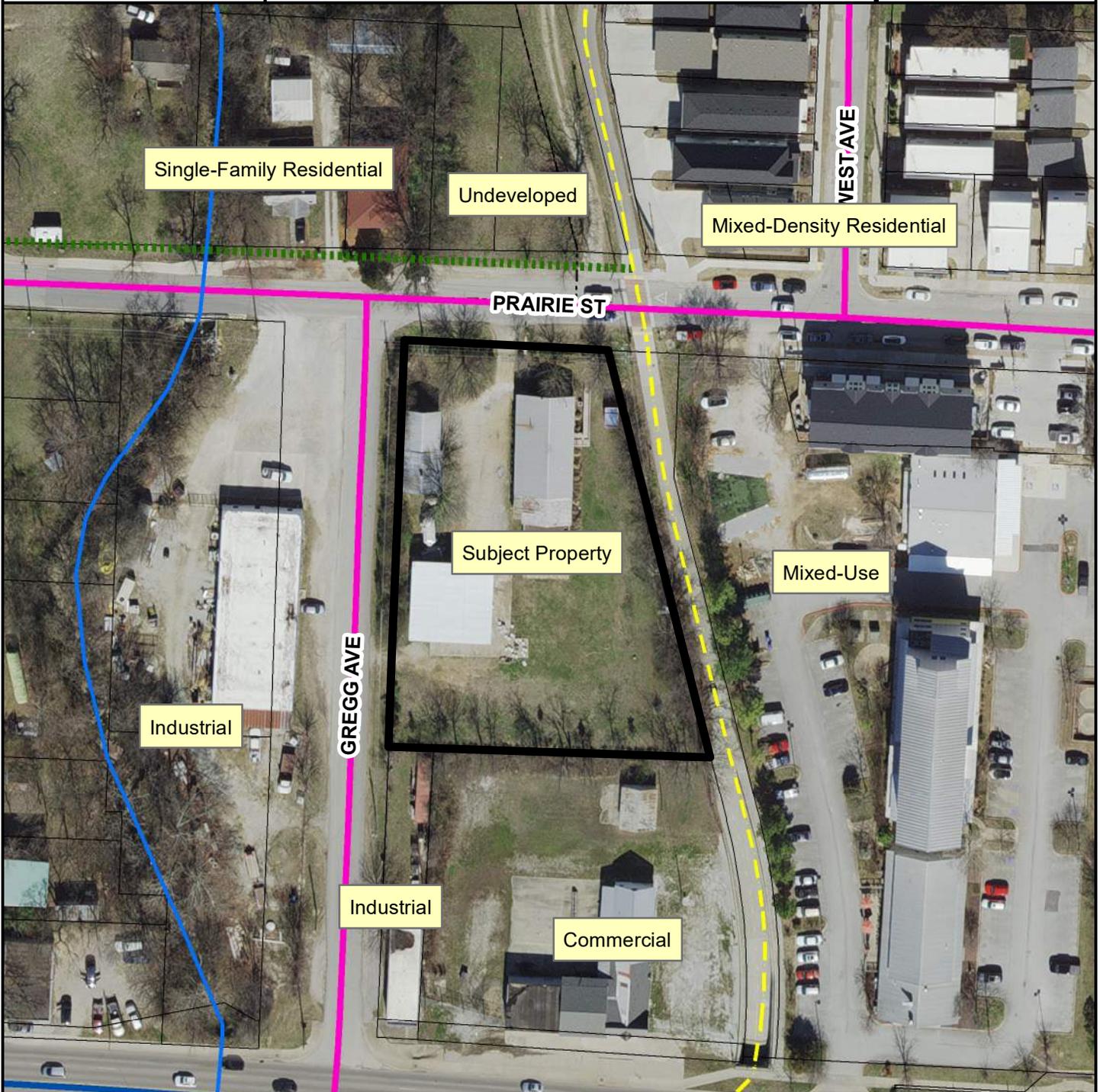
- Planning Area
- Fayetteville City Limits
- Trail (Proposed)
- Design Overlay District
- Neighborhood Link
- Institutional Master Plan
- Regional Link - High Activity
- Urban Center



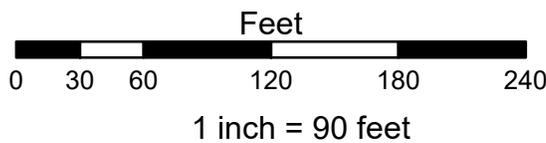
- Zoning**
- RESIDENTIAL SINGLE-FAMILY**
 - NS-G
 - RI-U
 - RI-12
 - NS-L
 - Residential-Agricultural
 - RSF-5
 - RSF-1
 - RSF-2
 - RSF-4
 - RSF-7
 - RSF-8
 - RSF-18
- RESIDENTIAL MULTI-FAMILY**
 - RMF-6
 - RMF-12
 - RMF-18
 - RMF-24
 - RMF-40
- INDUSTRIAL**
 - I-1 Heavy Commercial and Light Industrial
 - I-2 General Industrial
- EXTRACTION**
 - E-1
- COMMERCIAL**
 - Residential-Office
 - C-1
 - C-2
 - C-3
- FORM BASED DISTRICTS**
 - Downtown Core
 - Urban Thoroughfare
 - Main Street Center
 - Downtown General
 - Community Services
 - Neighborhood Services
 - Neighborhood Conservation
- PLANNED ZONING DISTRICTS**
 - Commercial, Industrial, Residential
- INSTITUTIONAL**
 - P-1



Current Land Use

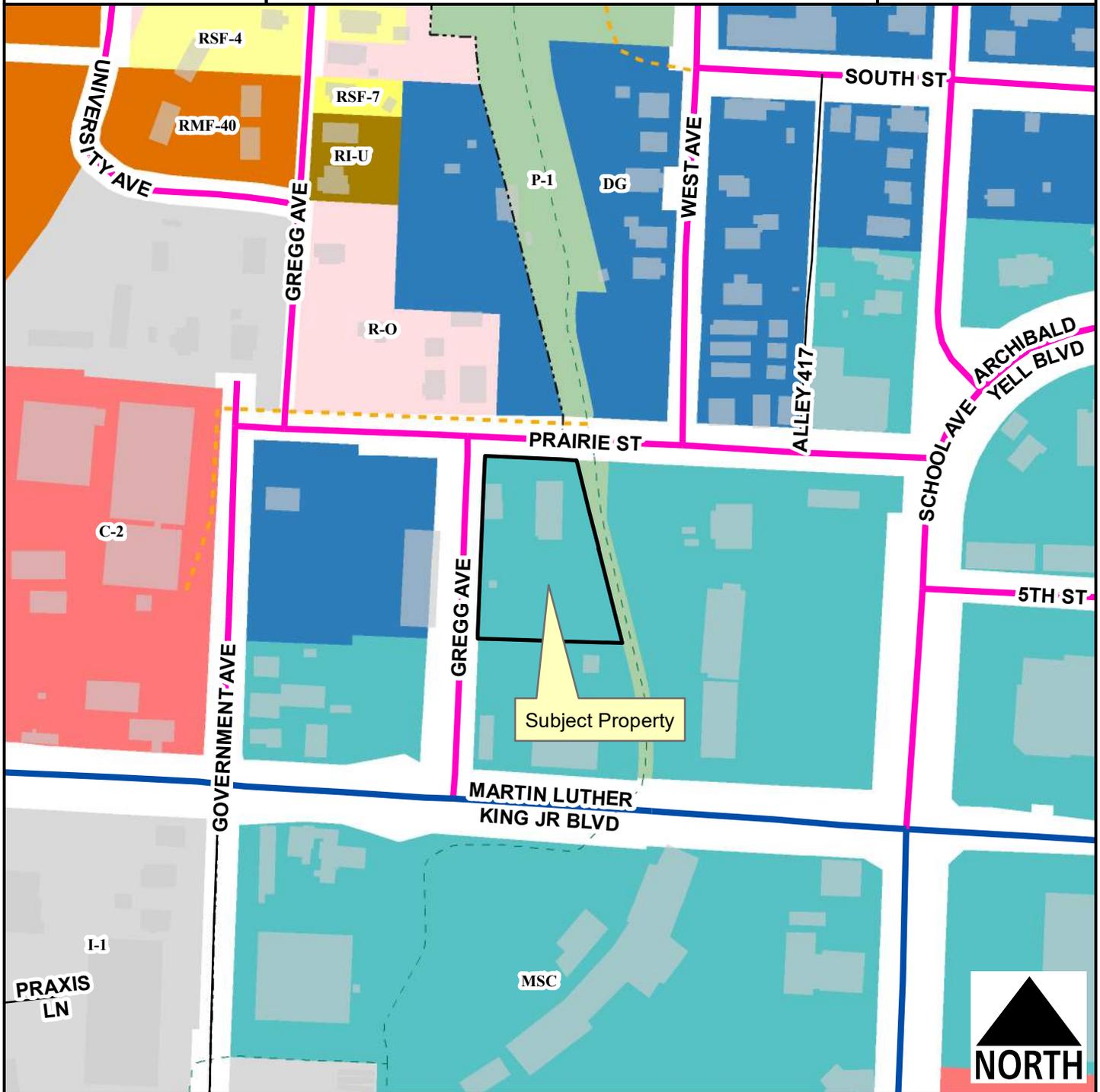


- Shared Use Paved Trail
- Trail (Proposed)
- Planning Area
- Fayetteville City Limits
- Design Overlay District
- Regional Link - High Activity
- Urban Center

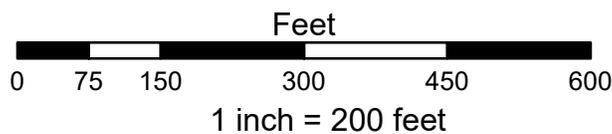


FEMA Flood Hazard Data

- 100-Year Floodplain
- Floodway



- Planning Area
- Fayetteville City Limits
- Trail (Proposed)
- Design Overlay District
- Building Footprint
- Regional Link - High Activity
- Urban Center



- RSF-4
- RSF-7
- RI-U
- RMF-40
- I-1 Heavy Commercial and Light Industrial
- Residential-Office
- C-2
- Main Street Center
- Downtown General
- P-1



Curth, Jonathan

From: Jorge Sanchez <jorgesanchez130@hotmail.com>
Sent: Tuesday, January 05, 2021 3:53 PM
To: Curth, Jonathan
Subject: attn. adm- 2020- 000017

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Sent from my Samsung Galaxy smartphone.

----- Original message -----

From: Jorge Sanchez <jorgesanchez130@hotmail.com>
Date: 1/5/21 3:46 PM (GMT-06:00)
To: jcurth@fayetteville.gov
Subject: attn. adm- 2020- 000017

good afternoon.i am unable to attend the virtual meeting on next monday at 530 pm.so i want to write u so that i may voice my opinion on the subject.i missed the first round of this venues meetings.i understand they were asking of the neighbors their opinion.well here is mine:so i live a block and a half away from prairie st.live.and i have to go to bed by 830pm so that i may wake up at 430 am to prepare to go to work. I am absolutely opposed to the proposition that they want to stay open later and have more frequent shows. as it is my windows rattle and it keeps me up well past my bedtime.it is a nice quiet neighborhood until now.i lose much sleep and know the minute these shows have ended because i have only 6 hours left to sleep.i oppose this proposal.and i do suggest they move to somewhere less residential.I live at 300 s. gregg. my name is richard redmond.

Sent from my Samsung Galaxy smartphone.

From: [Planning Shared](#)
To: [Curth, Jonathan](#)
Subject: FW: 509 W. Prairie proposed amendment to conditional use permit
Date: Tuesday, December 29, 2020 4:12:05 PM
Attachments: [image001.png](#)

I am saving this to the Energov folder.

Andy Harrison

Development Coordinator

Planning Division

125 W. Mountain

City of Fayetteville, Arkansas 72701

aharrison@fayetteville-ar.gov

T 479.575.8267 | **F** 479.575.8202

[Website](#) | [Facebook](#) | [Twitter](#) | [Instagram](#) | [YouTube](#)

City of Fayetteville Logo-01



From: Stan Johnson [mailto:stan@johnsonmech.com]
Sent: Tuesday, December 29, 2020 9:53 AM
To: Planning Shared <planning@fayetteville-ar.gov>
Subject: 509 W. Prairie proposed amendment to conditional use permit

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning,

I own property directly to the West of the subject property and did not oppose the original conditional use permit that April Lee requested due to my desire to be a good neighbor and open minded to changes in the land use of my neighborhood.

Will you send me a link to the website where I can register for the zoom meeting and see details of the current request please?

I am opposed to the current request and regret not opposing the original conditional use request.

Thank you,

Stan Johnson, President
Johnson Mechanical Contractors
513 W. Prairie Street
Fayetteville, AR 72701
Cell 479-790-9738

Curth, Jonathan

From: ciavash zaifi <ciavashzaifi@yahoo.com>
Sent: Monday, January 11, 2021 10:59 AM
To: Curth, Jonathan
Subject: Keep Prairie St Open until 11 2 nights a week

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Please keep Prairie St Live open 2 nights a week until 11pm. This is a great outdoor venue the city needs during these difficult times to keep the entertainment alive.

Thank you

Ciavash Zaifi
479-249-3179
www.theiriellions.com

Curth, Jonathan

From: JP Jennings <jpjenningsmusic@gmail.com>
Sent: Monday, January 11, 2021 10:59 AM
To: Curth, Jonathan
Subject: Live music is important.

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello! I'm here to say to you that restricting amazing outdoor venues such as Prairie Street Live! to only be ably to play music until 9pm one night a week is effectively killing that business. If these venues were not here, there would be a hole in the culture and vibrancy of this town. Live music and art is the whole reason I and many others live, work and spend our money here. To limit that even more than has already happened due to the COVID-19 virus would be offensive, to be blunt. I and many others believe that it would be much more beneficial to instead push back the amplified sound curfew to 11pm for two nights per week. Venues like Prairie Street Live! Bring in amazing talent and revenue that would not be here otherwise. They do an impressive job at maintaining safety measures and are especially equipped to do so naturally by being an outdoor open air venue with enough space to put in place rules and guidelines to ensure social distancing, face coverings, and all other manner of precaution against the spread of illness. To limit the parameters in which they can operate would be killing them. The leash is already too short, do not choke out these venues when we need them more than ever for the safety and sanity of our people.

Thank you.
JP Jennings

Curth, Jonathan

From: Myah Johnson <myahj.97@gmail.com>
Sent: Monday, January 11, 2021 10:55 AM
To: Curth, Jonathan
Subject: Prairie Street

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi, I know you guys will be having a hearing tonight regarding this wonderful venue, and I was hoping to give my own opinion on this situation. This venue is a valuable part of not only the music community but Fayetteville overall, and gives the opportunity for musicians to continue their art with the benefit of having an audience. I can truly say that it would be outlandish to make them close at 9pm, it would be almost impossible to have good shows with such a restrictive time parameter. I think I can speak for many when I saw how important this venue is to have outdoor live music during this complicated time. It would be hugely beneficial for all to have this venue open until 11pm 2 nights a week. I surely hope the city will take the importance of this into consideration while making a decision. I have been to events here before and they were very diligent about social distancing, having it open for two more hours would make an astronomical difference for everyone in the music industry as well as spectators like myself. Thanks for your time and consideration!

Myah Johnson

Curth, Jonathan

From: Breana Austin <breana1474@gmail.com>
Sent: Monday, January 11, 2021 10:55 AM
To: Curth, Jonathan

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

This venue means a lot to the community of Fayetteville!!! It's an incredible place for performers like myself and I believe they need to have more than one night to show how amazing they are!! LET ALONE FOR BUISSNESS. Money makes it all go round. Please don't take away time from this venue. Thank you for your time!

Breana Austin.
Proud Fayetteville AR resident.

Curth, Jonathan

From: Leonard, Kim <Kim.Leonard@gmr.net>
Sent: Monday, January 11, 2021 10:54 AM
To: Curth, Jonathan
Cc: prairiestreetlive@gmail.com
Subject: PSL

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear City of Fayetteville Planning Staff:

I would like an opportunity to share with you how wonderful Prairie Street Live was last year. It is the perfect outdoor venue for my family. The live music, food truck, and most of all family friendly in a spacious social distance is just what are city needs. Music of all kinds is what we need, especially in time of a pandemic. Music brings people together of all ages, and opportunity to meet all kinds of different people in our community. We sometimes would ride the scooters on the trail, have dinner then ride over to PSL for live music. It would be great if the music could extend past 10pm on Fri, and Sat nights. It would be a dis- service to our city of Fayetteville for that to be taken away. Our small business are trying to survive and we need to help support all in our community or we will not have a community. Music is played on Dickson Street, soon Fayetteville Library, and many more venues like PSL. They city needs to be consistent with all these venues. Thank you for allowing me to share.

Sincerely,
Kim Leonard

Kim Leonard RN, NREMT-P
Manager of Clinical Pratices
South Region
C: 417-274-7497
Kim.leonard@gmr.net



A Global Medical Response Solution

As a member of the Center for Patient Safety's PSO, GMR is pleased to participate in programs that permit health care providers to review and discuss information and/or documents as part of a quality & safety improvement process. These programs are fully privileged, protected by the PSQIA and all applicable federal and/or state laws. They are designed to review the quality and efficiency of patient care provided, the competence and qualifications of health care providers who rendered patient care, to improve the quality and safety of patient care, to reduce morbidity and mortality, and to assess compliance with applicable laws, rules and regulations. We consider communication related to this process to be confidential, privileged patient safety work product.

Curth, Jonathan

From: Jennifer H <hurleymom6@gmail.com>
Sent: Monday, January 11, 2021 10:49 AM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mr. Curth,

I wanted to take a moment to please ask you to consider allowing music venues, specifically Prairie Street Live, to have 2 weekend nights a week and allow them to run until 11 pm. Prairie Street Live means a lot to the city of Fayetteville and during this time of unrest and uncertainty, it is a wonderful outlet for both musicians and supporters. They do an excellent job of providing a safe place for the public to come listen to great music. Only allowing one night a week, as well as having them close down at 9 pm., will greatly diminish what they give to the community. It is my understanding that representatives from Prairie Street Live will be going before the city planning committee tonight and I ask that you please consider their petition. Thank you and stay safe and healthy.

Jennifer Hurley

Curth, Jonathan

From: tonya <tanyapelt@gmail.com>
Sent: Monday, January 11, 2021 10:31 AM
To: Curth, Jonathan
Subject: Prairie Street Live CUP

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mr. Curth,

I am writing this letter to comment on the Prairie Street Live CUP. My biggest concern here is that we are about to lose one of the most vibrant local businesses that has opened up in Fayetteville in quite awhile. This particular business is very important to Fayetteville's downtown art and music district and the local culture of the city. There is no other business like it and the community is excited about it. The location of this business is already on a strip of road that is being built up as an important extension to the entertainment and arts district on Dickson St. This past year has proven to be challenging for everyone however if you constrict this business any further you will choke it out. A 9pm shut down on the amplified music will be the nail in the coffin for this unique business and squash the colorful expression of our people and city. Please reconsider the requests by April Lee, the business owner. I also would like to add that the Amp up north gets complaints as well but no one is telling them to stop music at 9PM. Small businesses need our support, not more restrictions. People living in a metropolis or urban downtown area need to understand that they have to work together with businesses to ensure our city has outlets to express itself, an outlet where people can come and be together in an open space. Thank you for your time. Kind Regards, Tanya Pelt (Fayetteville Business Owner and Musician)
832-642-0282

Curth, Jonathan

From: Mike Kinkle <mikekinklebooking@gmail.com>
Sent: Monday, January 11, 2021 11:13 AM
To: Curth, Jonathan
Subject: Prairie St Live hours

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mr. Curth

Hello and good morning! My name is Mike Kinkle. I'm a booking agent and a promoter and performer from the local area. I work for George's Majestic, The Walton Arts Center and several other production companies in the area. I saw from a buddy of mine that Prairie St Live's hours are being cut possibly. I'm writing you this email stating that without financial assistance from the city this will doom this brand new venue to fail.

Due to the current global problems I wouldn't normally considered advocating for this. BUT I will advocate for this venue because of their close following of health procedures due to the pandemic. I've arranged several shows there and plan to arrange more. Killing this venue will further monopolize the entertainment industry in the area and trample on the morale of the area. They have socially distanced events and this coming summer i will have the ability to book them so shows that have the potential to liven and possibly revitalize that part of town. The unfortunate thing is because of size difference and contractual obligations some these bigger acts i will be bringing will not be able to play at George's.

I also would like to state on a side note that as an entertainment industry worker I would to see this venue succeed. I don't want to see these new runners up fail and befall the fate of myself and my fellow industry coworkers. When the pandemic started all of my contracts cancelled and I waa forced to go find work in a different industry.

My parting words are this; Prairie Street Live will go under if their hours are cut without financial assistance!

Sincerely, Mike Kinkle of Acorn Productions

Curth, Jonathan

From: Adam Becker <abecker.booking@gmail.com>
Sent: Monday, January 11, 2021 11:11 AM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Jonathan my name is Adam Becker, I'm a live music participant here in Fayetteville. Before the city planning meeting happens this evening, I wanted to express my support for the allowance of late hour live music at Praire St. Live. It is the best venue for live music post covid, and has become integral to the live music scene for obvious reasons. Having toured through literally every live music scene in this country, I can say with certainty that the live music scene reflects so much into the image of a city, and I can also say that I have yet to develop any sort of pity for individuals who complain about noise whilst choosing to live in entertainment districts, that's a pretty hilarious choice in my opinion. Thanks for your time and consideration.

-Adam Becker

Curth, Jonathan

From: leppes <jaciesmom@gmail.com>
Sent: Monday, January 11, 2021 11:21 AM
To: Curth, Jonathan
Subject: 11 PM 2 nights a week.

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Closing a venue at 9:00 one night a week is destroying our small businesses. Fayetteville already is struggling with high rent costs and businesses keeping their doors open. Springdale is making tax dollars hand over cost compared to Fayetteville and their able to maintain keeping their restaurants open. More small businesses have closed in Fayetteville than any of the other big four cities in NWA. Arbitrary restrictions over businesses are killing our local economy. Do better.

Sent from my iPhone

Curth, Jonathan

From: Denise Holmes <chshirekate@hotmail.com>
Sent: Monday, January 11, 2021 1:36 AM
To: Curth, Jonathan
Cc: April Lee
Subject: Prairie Street Live CUP

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

As a resident of Fayetteville, I am writing to you on behalf of Prairie Street Live in regard to the review of their CUP for 2021.

As an outdoor venue, PSL is invaluable to the entertainment landscape of our city, especially during this time of social distancing. Their outdoor events are a safe alternative for both families and individuals, and I have attended many. I am greatly dismayed to learn of the limitations being considered in the revision of their CUP for 2021. At a time when local businesses are struggling, it is imperative that our community do all it can to help them survive. Limiting amplified music to one night per week and requiring that music to end at 9 pm would be absolutely detrimental to the operation of their business and the support they provide for local musicians and artists, not to mention the recreational value they provide to the community. The event I most attended was the outdoor movie night, which would be absolutely impossible to end by 9 pm when movies can not begin until dark. The 9 pm limitation is unreasonable at best, and at worst, potentially a nail in the coffin to yet another local small business.

As a resident of Fayetteville and a patron of PSL, I ask you to reconsider your recommendation and allow their event operations to be extended to two nights per week ending at 11 pm. In light of the limit placed on other bars and restaurants, this is only fair.

I thank you for your time and implore you to help keep local, live, and safe entertainment alive for our community.

Sincerely,

Denise Holmes

Sent from my iPhone

Curth, Jonathan

From: Larry & Rosemary Miedema <rlmiedema2@yahoo.com>
Sent: Sunday, January 10, 2021 8:34 PM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Whom it may concern:

My wife and I have visited Prairie Street Live and would like to state our support. As a local outdoor venue of music and entertainment, we feel that Prairie Street Live is providing a safe and healthy environment. As we can see, they are abiding by all the safety precautions with masks and distancing. With all the Covid-19 restrictions, it is so hard to find a place to go in the area and feel safe. It is our understanding the Government restrictions are reducing their attendance, cutting their hours and even shutting down their entertainment. We have been restricted for more than a year with Covid-19 restrictions and Prairie Street Live helps to currently supply us with a semi-normal outlet. We need more places like this in the fresh air to keep our mental and emotional health in check.

Please do not limit this establishment from providing us a safe place for entertainment.

Respectfully yours,
Larry G Miedema

Curth, Jonathan

From: Jeff Henretty <jhenretty@smithradio.com>
Sent: Sunday, January 10, 2021 4:09 PM
To: Curth, Jonathan
Cc: April Lee
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To whom it may concern,

I would like to express my support for Prairie Street live.

I feel they have tried to abide by all that has been asked of them while providing an outdoor venue of music and entertainment for the local area in a safe environment. This establishment seems to support local growth of the city, Greenway trail system, and the new arts corridor in a healthy way while limiting adverse difficulty for the surrounding areas.

In these times of Covid-19 restrictions it is difficult to find a place that we can enjoy ourselves, feel safe, breath fresh air, and social distance. Government restrictions are continuing to reduce capacity, hours, and even shut down entertainment venues, thus having an adverse effect on people's mental health and welfare. We need more places where we are capable of following these guidelines and still have a semi-normal life. I feel that Prairie Street Live does just that.

Please do not limit our opportunity to enjoy safe, outside entertainment.

Cordially yours, Jeff Henretty.

Curth, Jonathan

From: Eric Henretty <cavejuggler@rocketmail.com>
Sent: Sunday, January 10, 2021 3:53 PM
To: Curth, Jonathan
Cc: prairiestreetlive@gmail.com
Subject: Prairie Street Live Support

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Sir or Madam;

I am writing to support PSL Prairie Street Live. I am a resident of the area (333 S. School), just a few blocks away. During these troubled times there have been many restrictions on the restaurant and entertainment venues of Fayetteville, and rightfully so. However, PSL has not only complied with decibel levels, but has also established safe socializing distances within their courtyard. PSL is a unique event facility in that it provides an outdoor opportunity for entertainment while encouraging safe distancing, and health practices.

The proposed changes by PSL are necessary for the growth of this fledgling business. With continued restrictions being imposed on indoor restaurants and clubs, PSL is quickly becoming one of the few entertainment options that can safely establish a gathering of people while respecting the guidelines set by the city of Fayetteville. Thank you for your attention in this matter.

School Ave. Eric Henretty 333 S.
Fayetteville, AR 72701

Curth, Jonathan

From: Hillary Scott <hillizscott@gmail.com>
Sent: Monday, January 11, 2021 11:35 AM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Jonathan,

As an employee of Walton Arts Center and Walmart AMP, I understand how hard our entertainment industry has taken a hit during the COVID pandemic. I also understand how important the arts are to this community. Fayetteville loves live music. That's why I was happy to see Prairie Street Live open their doors this year as a safe option for outdoor live entertainment. Their venue is specially attuned to social distancing measures where other live music presenters in the area, sadly, are not. This allowed them to present not only local artists but also created an opportunity for regionally touring artists to perform in their space (something that nearly none of the other music & arts presenters were doing at the time). Their dedication to providing a safe, outdoor, live music outlet for our community shone through as one of the most positive & effective options this year.

However, the restrictions placed on them due to the limitations of downtown zoning are going to be extremely detrimental to their future success. Ending music at 9pm doesn't allow for enough time for them to put on a legitimate concert that the artists and audiences expect. Extending their operating time through 11pm and giving them 2 days to operate would be the base minimum needed for them to operate successfully as a venue. It will also boost economic activity for our region. Additionally, there's also no guarantee when live events will return to normal - if ever. By extending their curfew and operating hours, you will assure that community members have a safe and viable outdoor venue in Fayetteville where we can experience live music.

This is what Fayetteville wants. Please vote to extend their curfew to 11pm and allow them 2 operating days per week.

Thank you,

Hillary Scott Morgan

Curth, Jonathan

From: Mary Grant <mary.grant4@me.com>
Sent: Monday, January 11, 2021 11:43 AM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning Jonathan!

I am emailing you this morning about Prairie Street Live. This has been such a blessing for us Fayetteville residents who so enjoy live music. It's also been a saving grace for my friends that play live music as their career. You can imagine what kind of financial strain that has been on them.

This is something I so looked forward to during the summer and fall. It would be a shame if the music had to stop at 9. You are selling the city short, I know I personally would go to dinner at a local restaurant before a show their, possible get a drink at another local spot before walking down to PSL. Please don't put this outrageous curfew on them.

We need some sort of sense of normalcy in these very un-normal times.

Sincerely,

Mary Grant
Downtown Fayetteville Resident and Music Lover

Curth, Jonathan

From: Wendy <wendygrn@hotmail.com>
Sent: Monday, January 11, 2021 11:44 AM
To: Curth, Jonathan
Cc: prairiestreetlive@gmail.com
Subject: Prairie Street Live CUP

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning,

I am writing as a show of support for Prairie Street Live (PSL) outdoor venue. This past summer, in spite of the national pandemic, PSL provided the perfect place for safe gatherings for families and friends. It is an all encompassing venue, in that it offers food, games and entertainment. Throughout last year's events, PSL was compliant with all city regulations, restrictions and requirements. That will remain the case. However, we often realized that while entertainment ended at the appropriate times, the area was still highly populated with attendees wishing to socialize longer. Please grant PSL's amended requests to continue to provide a high-quality, safe fun, relaxed entertainment arena for the fine citizens of Fayetteville. And by all means, please personally choose PSL as a place to unwind with your friends and family this coming spring! We all need it after these past trying months!

In Citywide Unity,
Wendy Ojeda

Sent from my iPhone

Curth, Jonathan

From: Nick Ojeda <nickojeda733@hotmail.com>
Sent: Monday, January 11, 2021 11:52 AM
To: Curth, Jonathan
Cc: prairiestreetlive@gmail.com
Subject: Prairie Street Live CUP

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning,

This email is in reference to Prairie Street Live event venue is south Fayetteville. This spacious outdoor venue has brought so many great musicians and NWA residents together for a fun time. The venue attracted numerous local residents that represented all walks of life of this awesome town. As someone who is permanently disabled, the open space and handicapped accessibility meant a lot to me personally. The collective crowd enjoyed themselves, each other, and made new friends. Everyone was jovial and hospitable, and receptive to new relationships. It was a much needed respite considering what our nation was enduring in 2020. Please grant the amends requested by PSL so that the venue can promote even more fellowship for Fayetteville citizens this coming year.

Sincerely,
Nick Ojeda

Sent from my iPhone

Curth, Jonathan

From: Jonathan DerGazarian <jonathan.dergazarian@gmail.com>
Sent: Monday, January 11, 2021 11:48 AM
To: Curth, Jonathan
Subject: Prairie Street Live CUP

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

My name is Jonathan DerGazarian, I am a professional musician and event coordinator originally from Little Rock. I moved to Fayetteville for the music scene and the opportunities it afforded me. While I recognize much of the damage to the industry has been outside of anyone's control, it would be detrimental to do any further damage by limiting music hours, etc.

PSL needs to be able to have live music at least 2 nights a week, until 11pm. 9pm-11pm are the busiest hours for venues and live music. Even at 10pm, many people have not yet gotten off work, thus losing us revenue, losing the city revenue, and hurting the growth of the city overall. The venue will lose the opportunity to book bands, because they won't want to stop early. They'll sell less tickets, so they'll play their show elsewhere. By 9pm it will barely be dark enough to see the stage lights, a huge part of any concert experience

PSL has been a haven for live music in a time when the whole industry is struggling. Since COVID, it has been almost the only place in town with enough space, and a great outdoor setup, to consistently throw safe concerts.

Prairie Street Live is well on its way to becoming a beloved staple in the city, and with your help it can become that and more. Please extend music hours to 11pm two nights a week, and 3 during city-wide events. Our already struggling city needs this.

Thank you,

Jonathan Dergazarian
Deep Sequence
Deepwood Media

Curth, Jonathan

From: Adam Becker <abecker.booking@gmail.com>
Sent: Monday, January 11, 2021 11:53 AM
To: Curth, Jonathan
Subject: Re: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I also live in the neighborhood behind Walgreens across the street, I'm in the PA speakers' direct line and have never heard a thing.

On Mon, Jan 11, 2021 at 11:10 AM Adam Becker <abecker.booking@gmail.com> wrote:

Hi Jonathan my name is Adam Becker, I'm a live music participant here in Fayetteville. Before the city planning meeting happens this evening, I wanted to express my support for the allowance of late hour live music at Praire St. Live. It is the best venue for live music post covid, and has become integral to the live music scene for obvious reasons. Having toured through literally every live music scene in this country, I can say with certainty that the live music scene reflects so much into the image of a city, and I can also say that I have yet to develop any sort of pity for individuals who complain about noise whilst choosing to live in entertainment districts, that's a pretty hilarious choice in my opinion. Thanks for your time and consideration.

-Adam Becker

Curth, Jonathan

From: Sarah Terwilliger <sarah.twig64@gmail.com>
Sent: Monday, January 11, 2021 12:32 PM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mr. Curth,

Please don't vote for a 9pm curfew. Prairie Street Live has done such a great job of following CDC guidelines and protocols to combat the spread of Covid. And live music is greatly needed in our community! The musicians and production crew are real people with real bills to pay and real people to provide for. Please help support live music!

Respectfully,

Sarah Terwilliger

Patron of live music

Curth, Jonathan

From: chris Strack <cstrack82@yahoo.com>
Sent: Monday, January 11, 2021 1:27 PM
To: Curth, Jonathan
Subject: Prairie Street Live Music

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To whom it may concern,

There is no denying that the live entertainment industry has taken a hit during the COVID pandemic. Many artists and venues struggling to make ends meet. We know the arts are integral to our community. Fayetteville loves live music. As a live music fan, I was grateful to see Prairie Street Live open their doors this year. With a venue especially attuned to social distancing measures, Prairie Street Live provided a safe, outdoor option for live entertainment and shone through as one of the most positive & effective arts presenters in Fayetteville this year.

However, the restrictions placed on them due to the limitations of downtown zoning are going to be extremely detrimental to their future success. Ending music at 9pm doesn't allow for legitimate concert conditions that the artists and audiences expect. Extending their operating time through 11pm and giving them two days to operate would be the base minimum necessary for them to be successful as a venue. The benefits are multifaceted. This venue will create future opportunities for local and regional artists; it will create more diversity in our local live entertainment industry, and will boost economic activity for our region. Additionally, there is no guarantee when live events will return to normal, if ever. By extending Prairie Street Live's curfew and operating hours, you will assure that community members continue to have a safe and viable outdoor venue in Fayetteville to experience live music.

Fayetteville has spoken – and we love Prairie Street Live. As our representative, we're asking that you please vote to extend their curfew to 11pm and allow them two operating days per week.

Thank you,

Chris Strack

Curth, Jonathan

From: Don Cumbie <doncumbie@gmail.com>
Sent: Monday, January 11, 2021 1:41 PM
To: Curth, Jonathan
Subject: Prairie street live.

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

There is no denying that the live entertainment industry has taken a hit during the COVID pandemic. Many artists and venues struggling to make ends meet. We know the arts are integral to our community. Fayetteville loves live music. As a live music fan, I was grateful to see Prairie Street Live open their doors this year. With a venue especially attuned to social distancing measures, Prairie Street Live provided a safe, outdoor option for live entertainment and shone through as one of the most positive & effective arts presenters in Fayetteville this year.

However, the restrictions placed on them due to the limitations of downtown zoning are going to be extremely detrimental to their future success. Ending music at 9pm doesn't allow for legitimate concert conditions that the artists and audiences expect. Extending their operating time through 11pm and giving them two days to operate would be the base minimum necessary for them to be successful as a venue. The benefits are multifaceted. This venue will create future opportunities for local and regional artists; it will create more diversity in our local live entertainment industry, and will boost economic activity for our region. Additionally, there is no guarantee when live events will return to normal, if ever. By extending Prairie Street Live's curfew and operating hours, you will assure that community members continue to have a safe and viable outdoor venue in Fayetteville to experience live music.

Fayetteville has spoken – and we love Prairie Street Live. As our representative, we're asking that you please vote to extend their curfew to 11pm and allow them two operating days per week.

Thank you,

Don Cumbie

Sent from my iPhone

Curth, Jonathan

From: Emily Viator <puravida82@gmail.com>
Sent: Monday, January 11, 2021 1:41 PM
To: Curth, Jonathan
Subject: Thank you for your time and consideration

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

My name is Emily Viator, a Fayetteville small business owner, mother, and a huge lover and supporter of my community.

First I want to thank you for your time and consideration on the matter of extending days/time for Prairie Street Live.

PSL has been a consistently helpful, good, safe and fun venue for me and lots of people in our community. At the start of the pandemic PSL took the utmost precautions and went the extra mile to make updates to the facility for the safety of our community. So many artists and musicians were left without venues to support themselves and PSL opened their doors to as many locals as they safely could providing a fun escape from the pandemic and also jobs for many that were suddenly left with out work.

I attended a couple of the shows at PSL and was very impressed at their professionalism and dedication to keeping their employees and customers safe including masks worn by all, socially distant squares marked on the lawn and stage area and more! A great time was had by many and I know I am not alone but backed by hundreds (maybe more) when i ask for the following

1. Amplified music two nights a week and an additional night during city wide events
2. Music until 11pm on Friday and Saturday nights
3. CUP extended indefinitely.

Thank you and I look forward to more time spent at my favorite venue in Fayetteville!

-Emily Viator

Curth, Jonathan

From: James Ford <jameschristopherford1@gmail.com>
Sent: Monday, January 11, 2021 1:55 PM
To: Curth, Jonathan

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hey I wanted to reach out and let you know how much Prairie Street live means to me and our local musicians. This is literally the only place that I can go and feel safe as a musician. I'm a local student and musician. I have a rare disease that has put me in a bad position with the covid stuff going around. I stay put up mostly but as I look around I have found this is the only venue that offers the space and security I need to be safe. The staff is all super aware of what's going on and really go out of their way to keep me safe. Not one other place has made me feel this way. Everyone else is going along with whatever rules while seemingly rolling their eyes in doubt. I'm contacting you to ask you to allow them to stay open to 11. This venue is off the main run of other similar venues and has outdoor space not really available at other local venues. This setup allows me to distance myself while coming and going. Other venues I have to walk past a bunch of drunk people served beyond their limit while not wearing masks to walk to my section and have people constantly invade my space. This doesn't happen at prairie street. Please please please keep these guys open. It's the only place I have left to go. Thanks for your time.

Curth, Jonathan

From: Gail Halleck <gailh65@sbcglobal.net>
Sent: Monday, January 11, 2021 2:11 PM
To: Curth, Jonathan
Subject: Prarie Street Live--meeting tonight

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Mr. Kurth and City Planning Staff,

I am unable to make the meeting tonight in which the venue Prarie Street live will appeal to have live music until 11:00 PM on the weekend instead of one day a week until 9:00 PM.

With so many music venues closing (Lalaland, Stage Eighteen, etc) and so few open to up-and-coming local musicians, we cannot afford to tie the hands of one of the few remaining good venues by limiting their shows in such a way. Limiting them to 1 night per week until 9:00 is suicide for them. My son is a local musician and rarely does a show begin by 9:00. He is struggling with the pandemic as it is and Prarie Street Live has the space and a wonderful plan for socially distanced shows. I attended one around Halloween this past year and felt completely safe as an older at-risk adult.

To limit a venue like this which is near the arts corridor and off the trail which is enlivened by the availability of nightly shows and entertainment seems counter productive to our local musicians, citizenry, economy, etc.

Please listen to them. They have thus far demonstrated a very community-minded attitude toward Fayetteville treating and paying local musicians better than many other venues and offering their space to general public for events. This is a good place that needs to stay in business.

Sincerely,
Gail Halleck
389 E. Pharris Dr.
Fayetteville, AR 72703
Resident of Fayetteville for over 25 years
479-856-9408

Curth, Jonathan

From: Katie Spencer <katiespencer1987@gmail.com>
Sent: Monday, January 11, 2021 2:20 PM
To: Curth, Jonathan
Subject: Prairie street live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

There is no denying that the live entertainment industry has taken a hit during the COVID pandemic. Many artists and venues struggling to make ends meet. We know the arts are integral to our community. Fayetteville loves live music. As a live music fan, I was grateful to see Prairie Street Live open their doors this year. With a venue especially attuned to social distancing measures, Prairie Street Live provided a safe, outdoor option for live entertainment and shone through as one of the most positive & effective arts presenters in Fayetteville this year.

However, the restrictions placed on them due to the limitations of downtown zoning are going to be extremely detrimental to their future success. Ending music at 9pm doesn't allow for legitimate concert conditions that the artists and audiences expect. Extending their operating time through 11pm and giving them two days to operate would be the base minimum necessary for them to be successful as a venue. The benefits are multifaceted. This venue will create future opportunities for local and regional artists; it will create more diversity in our local live entertainment industry, and will boost economic activity for our region. Additionally, there is no guarantee when live events will return to normal, if ever. By extending Prairie Street Live's curfew and operating hours, you will assure that community members continue to have a safe and viable outdoor venue in Fayetteville to experience live music.

Fayetteville has spoken – and we love Prairie Street Live. As our representative, we're asking that you please vote to extend their curfew to 11pm and allow them two operating days per week.

Thank you,

Katie Spencer

Curth, Jonathan

From: Riley Lane <rlane777@yahoo.com>
Sent: Monday, January 11, 2021 2:26 PM
To: Curth, Jonathan
Subject: Prairie street live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mr. Curth,

I am emailing in regards to the city planning meeting about allowing Prairie Street Live to stay open until 11pm. This venue has been quintessential to the struggling local music industry in Fayetteville, AR and I can imagine it being able to continue to supporting the current scene if it begins to close at 9pm. The music industry is a lifeblood of Fayetteville, and a prominent part of keeping our city local and funky in these turbulent times of change and growth.

Closing at 9pm will kill the ability for musicians to survive off this unique venue.

Thank you for your time,

-Riley

Curth, Jonathan

From: Planning Shared
Sent: Monday, January 11, 2021 2:39 PM
To: Curth, Jonathan
Subject: FW: 509 W. Prairie proposed amendment to conditional use permit

I have responded to this email with the agenda and zoom meeting technicalities.

Thank you.

Andy Harrison

Development Coordinator
Planning Division
125 W. Mountain
City of Fayetteville, Arkansas 72701

aharrison@fayetteville-ar.gov

T 479.575.8267 | F 479.575.8202

[Website](#) | [Facebook](#) | [Twitter](#) | [Instagram](#) | [YouTube](#)



From: Stan Johnson [mailto:stan@johnsonmech.com]
Sent: Monday, January 11, 2021 10:42 AM
To: Planning Shared <planning@fayetteville-ar.gov>
Cc: April Lee <praiestreetlive@gmail.com>
Subject: FW: 509 W. Prairie proposed amendment to conditional use permit

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning,

How do I find the agenda for the planning commission meeting this afternoon please? I've been on the City website but have been unable to locate the agenda so far.

To further comment on my message below:

- I purchased the property at 513 W. Prairie St in 1987. It was zoned I-1 Industrial
- After the "Mill District" rezoning my property is now a part of 3 different zones (not saying this was a bad thing)
- With implementation of the new "Arts Corridor" I believe the rezoning will be beneficial to my Prairie Street/MLK property and the property of others in this district.
- After living with the conditional use permit (as adjacent neighbor) issued for 509 W. Prairie I am opposed to the original conditional use permit and the current application to expand the permit.
- I agreed to allow April Lee to use parking at 513 Prairie for events to be held nights and weekends on condition that she communicated directly with me on scheduling and that her events did not, in any way, adversely affect my business operations. She did not communicate as agreed. We also discussed the revenue side of "paid parking" for her events and the fact that she would benefit, financially, from the use of my property. There was an offer, from April, to share at some level the financial benefit she received from charging people to park on my property. No money has ever been conveyed as agreed.

- My Son, Caleb Johnson, will be purchasing my company (Johnson Mechanical Contractors) but not the property in a few years. AT that time he may decide to move the operation to a different location. If he does move I will then seek to do something entirely different with this property from the current use. At that point I would rather not have a “live outdoor music venue” across the street.
- Parking (on and off street) and noise are the two big problems for the “Mill District” if the current conditional use permit is extended or expanded.

Sincerely,

Stan Johnson, President
Johnson Mechanical Contractors
513 W. Prairie Street
Fayetteville, AR 72701
Cell 479-790-9738

From: Stan Johnson
Sent: Tuesday, December 29, 2020 9:49 AM
To: 'planning@fayetteville-ar.gov' <planning@fayetteville-ar.gov>
Subject: 509 W. Prairie proposed amendment to conditional use permit

Good Morning,

I own property directly to the West of the subject property and did not oppose the original conditional use permit that April Lee requested due to my desire to be a good neighbor and open minded to changes in the land use of my neighborhood.

Will you send me a link to the website where I can register for the zoom meeting and see details of the current request please?

I am opposed to the current request and regret not opposing the original conditional use request.

Thank you,

Stan Johnson, President
Johnson Mechanical Contractors
513 W. Prairie Street
Fayetteville, AR 72701
Cell 479-790-9738

Curth, Jonathan

From: Daniel Roulet <daniel.roulet@me.com>
Sent: Monday, January 11, 2021 2:41 PM
To: Curth, Jonathan

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

The spread is happening at the walmart super centers not the entertainment district.... stop scapegoating to pander for votes.... the voters will and see this.... and will make a change

Sent from my iPhone

Curth, Jonathan

From: Cadillac Jackson <caddyjacksonband@gmail.com>
Sent: Monday, January 11, 2021 2:46 PM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Afternoon,

We are sending this email in regards to a recent proposal to limit live music at Prairie Street Live in Fayetteville.

This venue and operation is the only viable option for live concerts in Fayetteville during the Covid-19 pandemic and we are asking that you do not place restrictions on their ability to hold concerts.

The venue is outdoors, and they require social distancing by all patrons and groups in attendance.

As this pandemic continues on, the arts in our city are dying, and restricting Prairie Street Live to only 1 day per week, ending at 9pm, will only add to the damage.

Please reconsider these measures, and allow our community to continue to have safe live music experiences at Prairie Street Live.

Thank you

--



Tel: 479-770-4491

caddyjacksonband@gmail.com

<https://www.youtube.com/watch?v=A-YuDIBI8nQ>

https://www.youtube.com/watch?v=_YDgUWxGOo8

<http://www.facebook.com/CadillacJacksonMusic>

- 1.
- 2.

Curth, Jonathan

From: Jared Souza <jaredsouza35@gmail.com>
Sent: Monday, January 11, 2021 2:51 PM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mr. Curth,

There is no denying that the live entertainment industry has taken a hit during the COVID pandemic. Many artists and venues struggling to make ends meet. We know the arts are integral to our community. Fayetteville loves live music. As a live music fan, I was grateful to see Prairie Street Live open their doors this year. With a venue especially attuned to social distancing measures, Prairie Street Live provided a safe, outdoor option for live entertainment and shone through as one of the most positive & effective arts presenters in Fayetteville this year.

However, the restrictions placed on them due to the limitations of downtown zoning are going to be extremely detrimental to their future success. Ending music at 9pm doesn't allow for legitimate concert conditions that the artists and audiences expect. Extending their operating time through 11pm and giving them two days to operate would be the base minimum necessary for them to be successful as a venue. The benefits are multifaceted. This venue will create future opportunities for local and regional artists; it will create more diversity in our local live entertainment industry, and will boost economic activity for our region. Additionally, there is no guarantee when live events will return to normal, if ever. By extending Prairie Street Live's curfew and operating hours, you will assure that community members continue to have a safe and viable outdoor venue in Fayetteville to experience live music.

Fayetteville has spoken – and we love Prairie Street Live. As our representative, we're asking that you please vote to extend their curfew to 11pm and allow them two operating days per week.

Thank you,

Jared Souza

Curth, Jonathan

From: Lynn <sitamcghee@yahoo.com>
Sent: Monday, January 11, 2021 2:53 PM
To: Curth, Jonathan
Subject: Re: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mr. Curry,

I am the owner of the boarding house at 510 Prairie, across the street from Prairie Street Live.

I understand that there is an application to extend evening hours for the business.

In my boarding house, there are several people, among them being three elderly individuals, two of them also physically disabled. One of those two stays out late, on occasion, and was recently hit by a car only a few blocks away from his home, while crossing the street. He and one of the other two in their seventies both walk as their primary transportation.

We are all hoping that the neighborhood stays as safe as possible, and that people who try to go to sleep at a decent time are not impeded from that by noise from across the street, late into the night. One of the elders in my building does fall into that category. We are all trying to maintain good health, these days, and both sufficient sleep and safe exercise environment are important. I would like to think that these could continue to be available to my tenants.

Thank you for considering our concerns.

Sincerely,

Lynn "Sita" Scott
Landlord, 510 W. Prairie Street
sitamcghee@yahoo.com

We are hoping that the
Sent from my Verizon Motorola Smartphone

Curth, Jonathan

From: McCormick Carlson <mcc.carlson@gmail.com>
Sent: Monday, January 11, 2021 3:05 PM
To: Curth, Jonathan
Subject: Praire Street Live music venue

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mr. Curth,

I email you to encourage your consideration of allowing the very awesome in town music venue Prairie Street Live to have live music until 11pm during the weekends. The space there is absolutely phenomenal in aesthetic and has proven itself to be a great place for the tight knit communities of Fayetteville to get together and flourish during the pandemic and the value of this should not be taken lightly. It has proven its virtue so much so that I know it could serve the same purpose just as effectively after the pandemic, but hampering the venue's capability to do so with early curfews is unnecessary. Perhaps the nearby residences are of concern but it is also your job to consider the City of Fayetteville's future and develop it properly with regards to the future. The city continues to grow rapidly as many people move here both from near and far and the areas near the cities center will grow more and more urbanized. Additionally, 11pm twice a week is not a huge ask, especially if those two nights are Friday and Saturday. The value of Prairie Street Live as a space for live music will continue to grow as the city grows. The fact of the matter is the venue already has value, both economically and emotionally to this city. It has carried live music through the course of the pandemic and can continue to do great things for the city as a hub for live music in the future too.

Yours Truly,

McCormick Carlson

Curth, Jonathan

From: Julia Ensz <jewensz@gmail.com>
Sent: Monday, January 11, 2021 3:07 PM
To: Curth, Jonathan
Subject: Prairie Street Live curfew

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Jonathon Curth,

It has come to my attention that the city is trying to give Prairie Street Live a curfew of 9pm and only allow them to have one show a week. This is extremely disheartening as PSL has provided extremely safe entertainment in a dire time where people's mental health is at stake. As someone with an autoimmune condition I am very uneasy about going indoors for entertainment but PSL allows me to safely have some fun. They also help the community by providing artists a place to gather and people come from far away to see shows which is putting money back into the businesses of Fayetteville. I strongly urge City Planning to allow shows to happen till 11pm on Fridays and Saturdays and be allowed shows on weeknights with an earlier end time.

Thank you for you time,
Julia Ensz

Curth, Jonathan

From: Kristal Kuykendall <kristalkstar@gmail.com>
Sent: Monday, January 11, 2021 3:11 PM
To: Curth, Jonathan
Subject: RE: Prairie Street Live and downtown entertainment venue restrictions

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mr. Curth:

As a live music fan, I was grateful to see Prairie Street Live open their doors this year. In fact, I drove over four times from Eureka Springs and met several friends from Eureka and from Fayetteville and Rogers to see bands playing at PSL. We ate dinner in Fayetteville every time and twice we stayed in hotels there after the show, and then ate breakfast in town the following morning, and then shopped. Additionally, I drove over five times for shows held outdoors at George's, which would also be negatively impacted by a 9 pm restriction. The shows I saw at both venues ran until later than 9 pm, and there's no way I could have gotten to the venue in time for a show that started early enough to be done by 9 pm.

With a venue especially attuned to social distancing measures, Prairie Street Live provided a safe, outdoor option for live entertainment and shone through as one of the most positive & effective arts presenters in Fayetteville this year.

However, the restrictions placed on them due to the limitations of downtown zoning are going to be extremely detrimental to their future success. Ending music at 9pm doesn't allow for legitimate concert conditions that the artists and audiences expect. Extending their operating time through 11pm and giving them two days to operate would be the base minimum necessary for them to be successful as a venue. The benefits are multifaceted.

This venue will create future opportunities for local and regional artists; it will create more diversity in our local live entertainment industry, and will boost economic activity for our region. Additionally, there is no guarantee when live events will return to normal, if ever. By extending Prairie Street Live's curfew and operating hours, you will assure that community members continue to have a safe and viable outdoor venue in Fayetteville to experience live music.

Fayetteville (and the whole region) has spoken – and we love Prairie Street Live and we love coming to Fayetteville for live music experiences. I am asking that you please vote to extend their curfew to 11pm and allow them at least two operating days per week.

Thank you,

Kristal Kuykendall

C: 479-244-5026

Curth, Jonathan

From: Zac Owens <arkansasvrt@gmail.com>
Sent: Monday, January 11, 2021 3:12 PM
To: Curth, Jonathan
Subject: Prairie Street Live!

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Please please please let them play music until 11pm!! Its already unfair to all our business that Ass Hutchinson is limiting hours and occupancy. Stop forcing these businesses to close!!! Fayetteville is losing its roots and its community. Please let Prairie Street play until 11!

Curth, Jonathan

From: Julia Trecaño <juliatrecaño@gmail.com>
Sent: Monday, January 11, 2021 3:16 PM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello!

Please allow Prairie Street Live to continue playing music until 11pm two nights a week!

Our community needs this!!

We love it there!

Sincerely,

Julia Trecaño

Sent from my iPhone

Curth, Jonathan

From: Monk Is King <monkisking1@gmail.com>
Sent: Monday, January 11, 2021 3:24 PM
To: Curth, Jonathan
Subject: Prairie Street Live music venue

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mr. Curth,

We are writing to you as a member of the Fayetteville music community wanting to stress to you the value that the venue Prairie Street Live offers to this city. It is a beautiful place that has allowed live music to continue to be fostered by the amazing community in this city that lives for live music. Not allowing the venue to have it's sound curfew extended until 11pm on weekends would be very detrimental to the role as a community space the venue has played as of late. The city is growing and the rise of a new venue of this nature should be viewed with an open mind as it is also a part of the city's growth. Give this town another awesome place for live music events to be held. Allow the curfew to be extended until 11pm on weekends. It only makes sense. Thank you for your time.

Sincerely,
The members of Monk is King.

Curth, Jonathan

From: Emilie Petry <absorbingmylife@gmail.com>
Sent: Monday, January 11, 2021 3:26 PM
To: Curth, Jonathan
Subject: Keep Prairie Street Live, Alive

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Jonathan,

There is no denying that the live entertainment industry has taken a hit during the COVID pandemic. Many artists (my husband being one of them) and venues are struggling to make ends meet. We know the arts are integral to our community. Fayetteville loves live music. As a live music fan, I was grateful to see Prairie Street Live open their doors this year. With a venue especially attuned to social distancing measures, Prairie Street Live provided a safe, outdoor option for live entertainment and shone through as one of the most positive & effective arts presenters in Fayetteville this year. However, the restrictions placed on them due to the limitations of downtown zoning are going to be extremely detrimental to their future success. Ending music at 9pm doesn't allow for legitimate concert conditions that the artists and audiences expect. Extending their operating time through 11pm and giving them two days to operate would be the base minimum necessary for them to be successful as a venue. The benefits are multifaceted. This venue will create future opportunities for local and regional artists; it will create more diversity in our local live entertainment industry, and will boost economic activity for our region. Additionally, there is no guarantee when live events will return to normal, if ever. By extending Prairie Street Live's curfew and operating hours, you will assure that community members continue to have a safe and viable outdoor venue in Fayetteville to experience live music. Fayetteville has spoken – and we love Prairie Street Live. As our representative, we're asking that you please vote to extend their curfew to 11pm and allow them two operating days per week.

Thank you,

Emilie Petry

Curth, Jonathan

From: Justin Danner <Justin.Danner@transplace.com>
Sent: Monday, January 11, 2021 3:33 PM
To: Curth, Jonathan
Subject: Prairie Street Live Support

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Afternoon,

I wanted to express my support for Prairie Street Live and what they do. I've been involved locally for 14 years and I believe this place is good for the local community. We do not have many live venues left, especially any that are this size. This past year was rough, and PSL was able to provide safe live music for a lot of people. Going forward, I also believe they need to be able to stay open until 11pm. Most larger venues do not even start the main act until 0830-0900 PM. To continue to get semi bigger acts, they would need to have that time availability. Furthermore, many of the local community may not even get out of work until later in the evening. Please support PSL staying open until 11pm.

Thank you

Justin Danner
General Manager, Operations
Transportation Management
Nestle Waters North America
Office: 479-770-7880
Transplace.com

Curth, Jonathan

From: Charlotte Coats <charcoats27@gmail.com>
Sent: Monday, January 11, 2021 4:00 PM
To: Curth, Jonathan
Subject: Prairie Street Live Support

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mr. Curth,

As the city planning staff meets to discuss the future of the Prairie Street Live shows and it's hours of operation please keep in mind that shutting them down at 9 pm would be detrimental to numerous artists who have relied on the income it generates. These are gig workers who have no viable relief in the current economic environment. Most are ineligible for unemployment and many artist have gone hungry and lost housing during the crisis. A very close friend who just gave birth relies on the income of PSL. Of course this is not the only reason you should allow the venue to stay open with current hours of operations. These shows are good for the community. But it's a scary time to allow such gatherings.

So its important to touch on the safety measures everyone has gone to in order to keep these shows safe. I haven't been very many places in the last year. Most places do not feel safe. PSL does! Please don't take it away. It has done wonders to pick up my spirits when I needed it the most.

And I know you're not deliberating on shutting it down completely. But if the hours are cut to 9 PM, they would lose most of their high revenue hours and before we know it they will stop completely because it will be unsustainable.

Thank you for your time and consideration.

Sincerely,
Charlotte Coats

Curth, Jonathan

From: Sophia Joan <sophiacjoan@gmail.com>
Sent: Monday, January 11, 2021 4:39 PM
To: Curth, Jonathan
Subject: Support for Prairie Street Live 11pm

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Jonathan!

Hope 2021 has brought some joy back into your life. I know Prairie Street Live has done that for me over the course of the pandemic.

In these wild times its important to have community and art. There is no other venue in Fayetteville that I have been to that is a COViD safe.

As an asthmatic with immunocompromised friends, this is the only location I feel safe leaving my house to see music.

COViD does not suddenly begin to spread more just after 9pm. Our local businesses are struggling enough to try to survive.

Please keep Fayetteville Funky and allow for our music to go until 11pm so we can have some COViD Craziiness relief in a safe and fun venue!

Thanks much,
Sophia C. Joan

Curth, Jonathan

From: Zach McDonough <zachmcd404@gmail.com>
Sent: Monday, January 11, 2021 4:46 PM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I attended two concerts at Prarie Street Live and was very impressed at how professionally it was operated. In a hurting economy it provided a healthy outlet for safe distances entertainment and also an opportunity for musicians to play in public. Aside from the well-being of many Deepwood Media staff it would also bring more money to Fayetteville from people coming out of town and would be less likely to do so if music stopped at 9pm. Please reconsider and let music stop at 11pm, not 9pm.

All of these emails should show you how much it means to so many people

Curth, Jonathan

From: Diane <diane.atl@gmail.com>
Sent: Monday, January 11, 2021 9:22 PM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I have just learned of an ordinance that limits a venue like Prairie Street live to a 9 pm curfew once a week for live music.

It is because of venues and businesses like Prairie Street that my family chose Fayetteville as our home town. We love the business and venue and feel this limit is unfair and doesn't allow the venue or its patrons an opportunity to enjoy it fully. An 11 pm curfew on 2 nights per week is completely reasonable. At least it is a starting point for a conversation on what is acceptable for the community and the business. I ask you to revisit this discussion.

Diane Bashuk
436 E Prospect St, Fayetteville, AR 72701

Curth, Jonathan

From: Jackson <jacksoncdiner@gmail.com>
Sent: Monday, January 11, 2021 6:12 PM
To: Curth, Jonathan
Subject: Music at Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

There is no denying that the live entertainment industry has taken a hit during the COVID pandemic. Many artists and venues struggling to make ends meet. We know the arts are integral to our community. Fayetteville loves live music. As a live music fan, I was grateful to see Prairie Street Live open their doors this year. With a venue especially attuned to social distancing measures, Prairie Street Live provided a safe, outdoor option for live entertainment and shone through as one of the most positive & effective arts presenters in Fayetteville this year.

However, the restrictions placed on them due to the limitations of downtown zoning are going to be extremely detrimental to their future success. Ending music at 9pm doesn't allow for legitimate concert conditions that the artists and audiences expect. Extending their operating time through 11pm and giving them two days to operate would be the base minimum necessary for them to be successful as a venue. The benefits are multifaceted. This venue will create future opportunities for local and regional artists; it will create more diversity in our local live entertainment industry, and will boost economic activity for our region. Additionally, there is no guarantee when live events will return to normal, if ever. By extending Prairie Street Live's curfew and operating hours, you will assure that community members continue to have a safe and viable outdoor venue in Fayetteville to experience live music.

Fayetteville has spoken – and we love Prairie Street Live. As our representative, we're asking that you please vote to extend their curfew to 11pm and allow them two operating days per week.

Thank you,
Jackson Diner

Sent from [Mail](#) for Windows 10

Curth, Jonathan

From: Ashton Mackenzie <ashjavadipour@gmail.com>
Sent: Monday, January 11, 2021 4:59 PM
To: Curth, Jonathan
Subject: Prairie Street Live Restrictions

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Representative,

There is no denying that the live entertainment industry has taken a hit during the COVID pandemic. Many artists and venues struggling to make ends meet. We know the arts are integral to our community. Fayetteville loves live music. As a live music fan, I was grateful to see Prairie Street Live open their doors this year. With a venue especially attuned to social distancing measures, Prairie Street Live provided a safe, outdoor option for live entertainment and shone through as one of the most positive & effective arts presenters in Fayetteville this year.

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Fayetteville has spoken – and we love Prairie Street Live. As our representative, we're asking that you please vote to extend their curfew to 11pm and allow them two operating days per week.

Thank you,

Ashton Javadipour

Curth, Jonathan

From: John Jones <johnmjones94@gmail.com>
Sent: Monday, January 11, 2021 6:10 PM
To: Curth, Jonathan
Subject: Prairie Street Live - Live Music on Weekends

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Jonathan,

I hope this note finds you well. As many of my peers have done I wanted to reach out in regards to prairie street live and the ability to host safe, socially distant live music events until 11 PM on weekends.

As a NWA transplant I moved to the area for work and now I stay for the culture and community. I work in Bentonville and chose to drive the commute most days so that i can enjoy this wonderful town on the weekends. Live music is a major reason i chose to stay here and from what I've learned in the past 3 years there is a vibrant loving community also attracted to this.

I understand there are many factors at play with a decision like this and know you will make the right decision for the community. Please keep live music alive in Fayetteville!

Regards,

John Jones

Curth, Jonathan

From: Jimmy Knoxville <unclekg1@yahoo.com>
Sent: Tuesday, January 12, 2021 3:35 PM
To: Curth, Jonathan
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Sir,

I'm writing in support of Prairie Street live being able to have live music two nights a week until 11 PM.

I feel this venue is a real asset to Fayetteville, and have enjoyed visiting there several times this past summer. Given the way the stage faces, I can't think that noise is that big of an issue.

Let the small business continue, as arts are a huge part of what makes Fayetteville unique.

Sincerely,

Kerry Gilbert
Sent from my iPhone

Curth, Jonathan

From: B D <bdyxi2@gmail.com>
Sent: Tuesday, January 12, 2021 5:53 AM
To: Curth, Jonathan
Subject: PSL

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

My name is Brandon Dorset, a Fayetteville supporter of my community.

First I want to thank you for your time and consideration on the matter of extending days/time for Prairie Street Live.

PSL has been a consistently helpful, good, safe and fun venue for me and lots of people in our community. At the start of the pandemic PSL took the utmost precautions and went the extra mile to make updates to the facility for the safety of our community. So many artists and musicians were left without venues to support themselves and PSL opened their doors to as many locals as they safely could providing a fun escape from the pandemic and also jobs for many that were suddenly left with out work.

I attended a couple of the shows at PSL and was very impressed at their professionalism and dedication to keeping their employees and customers safe including masks worn by all, socially distant squares marked on the lawn and stage area and more! A great time was had by many and I know I am not alone but backed by hundreds (maybe more) when i ask for the following

1. Amplified music two nights a week and an additional night during city wide events
2. Music until 11pm on Friday and Saturday nights
3. CUP extended indefinitely.

Thank you and I look forward to more time spent at my favorite venue in Fayetteville!

Curth, Jonathan

From: Harrison, Andy
Sent: Friday, January 29, 2021 8:09 AM
To: Harrison, Andy
Subject: RE: Prairie Street Live II

Andy Harrison

Development Coordinator
Planning Division
125 W. Mountain
City of Fayetteville, Arkansas 72701
aharrison@fayetteville-ar.gov
T 479.575.8267 | F 479.575.8202
[Website](#) | [Facebook](#) | [Twitter](#) | [Instagram](#) | [YouTube](#)



From: Planning Shared
Sent: Friday, January 29, 2021 8:08 AM
To: Curth, Jonathan <jcurth@fayetteville-ar.gov>
Subject: FW: Prairie Street Live

Saving this to the G drive as well. Post Meeting folder.

Andy Harrison

Development Coordinator
Planning Division
125 W. Mountain
City of Fayetteville, Arkansas 72701
aharrison@fayetteville-ar.gov
T 479.575.8267 | F 479.575.8202
[Website](#) | [Facebook](#) | [Twitter](#) | [Instagram](#) | [YouTube](#)



From: Jan Townsley [<mailto:jan.townsley@gmail.com>]
Sent: Tuesday, January 12, 2021 10:30 AM
To: Planning Shared <planning@fayetteville-ar.gov>
Subject: Prairie Street Live

CAUTION: This email originated from outside of the City of Fayetteville. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Members of the Planning Commission:

As a neighbor on West Ave., I would like to comment on the article in the Arkansas Times (1-12-21) that addressed the decision of the Planning Council to extend the permit for Prairie Street Live. I am sorry I missed the meeting at which

this was discussed. That said, how many of you have actually visited the neighborhood during a performance to see for yourselves what it was you were endorsing. Because of the pandemic, we have moved all our social activities outdoors into our backyard. Twice, our friends went home because we literally couldn't hear each other talk. We have had to quit inviting anyone over on weekend nights.

Inside our house the music is muffled but it's hard to read and it's loud enough to make out some of the lyrics. When Ms. Lee is contacted, the music gets turned down but only for a while until it gets cranked up again.

You have made your decision but I wonder if you actually experienced the effects of what you were supporting. I would contend that while Prairie Street Live provides an outdoor venue for music, the decibel level should be revisited. Either the volume limitations are being violated on a regular basis or they need to be adjusted as this venue was permitted adjacent to an area that is primarily residential. An alternative that was suggested by someone else would be that a noise barrier be erected to protect those of us who live in the neighborhood.

I would appreciate anything you can do to lessen the negative impact this legitimate business has on the neighborhood.

Sincerely,
Jan Townsley