RESOLUTION NO. 7499

A RESOLUTION introduced by Mayor James A. McClinton granting Downtown Topeka, Inc. an exception to the provisions of City of Topeka Code § 54-148 concerning noise prohibitions during its Downtown Live Outdoor Concert and Bike Show.

WHEREAS, City of Topeka Code § 54-148 makes it unlawful for any person to make, continue or cause to be made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health or safety or others within the limits of the city; and

WHEREAS, City of Topeka Code § 54-148 authorizes the City Council to grant exceptions to the prohibitions of this code section upon request and a showing that the proposed activity does not offend the spirit of the findings of City of Topeka Code § 54-146; and

WHEREAS, Downtown Topeka, Inc. has requested that it be granted an exception to the provisions of City of Topeka Code § 54-148 for the purposes, dates and times described herein; and

WHEREAS, upon review of the application of Downtown Topeka, Inc., the Council of the City of Topeka does hereby find that the requested activity does not offend the spirit of the findings of City of Topeka Code § 54-146.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that Downtown Topeka, Inc. is hereby granted an exception from the provisions of City of Topeka Code § 54-148 during the Downtown Live Outdoor
Concert and Bike Show, on August 5, 2004, between the hours of 6:00 p.m. and 12:00 a.m.

ADOPTED and APPROVED by the City Council AUG 03 2004

James A. McClinton, Mayor

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 7/8/04 BY