

RESOLUTION NO. 7609

A RESOLUTION introduced by Councilmembers Sylvia Ortiz and John Nave granting Quality Services Maldonado DBA Maldonado Motors an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions.

WHEREAS, City of Topeka Code Section 54-148 makes it unlawful for any person to make, continue or cause to 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 Section 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 Section 54-146, and

WHEREAS, Quality Services Maldonado DBA Maldonado Motors has requested that it be granted an exception to the provisions of City of Topeka Code Section 54-148 for the purposes, dates and times described herein, and

WHEREAS, upon review of the application of Quality Services Maldonado DBA Maldonado Motors, 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 Section 54-146.

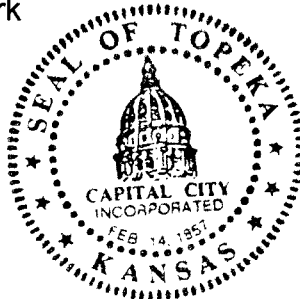
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that Quality Services Maldonado DBA Maldonado Motors is hereby

26 granted an exception from the provisions of City of Topeka Code Section 54-148  
27 while providing amplified music for the business's grand opening to be held at  
28 2001 SE 10<sup>th</sup> Ave. during the hours of 2:00 p.m. and 11:00 p.m. on April 30,  
29 2005.

30 ADOPTED and APPROVED by the City Council APR 19 2005  
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32  
33 William W. Bunten  
34 William W. Bunten, Mayor

35 Iris E. Walker  
36 Iris E. Walker, City Clerk  
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APPROVED AS TO FORM AND LEGALITY	
DATE <u>4/13/05</u>	BY <u>BL</u>