RESOLUTION NO. 7804

A RESOLUTION introduced by Councilmembers John Alcala and Sylvia Ortiz,
granting Sacred Heart Catholic Church for its annual
Germanfest 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, Sacred Heart Catholic Church 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 Sacred Heart Catholic
Church, 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 Sacred Heart Catholic Church is hereby granted an exception from
COUNRES
SACRED HEART CHURCH
GERMANFEST
5/19/06
the provisions of City of Topeka Code Section 54-148 for amplified outdoor musical entertainment and outdoor Mass service during its annual Germanfest to be held on the church grounds located at 312 NE Freeman Avenue on June 3, 2006 between the hours of 3:00 p.m. and 11:00 p.m. and on June 4, 2006 between the hours of 10 a.m. and 5 p.m.

ADOPTED and APPROVED by the City Council MAY 2 3 2006

William W. Bunten, Mayor

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 5/24/06 BY