RESOLUTION NO. 7965

A RESOLUTION introduced by Councilmember Jack Woelfel, granting
Guadalupe Gastelum 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, Guadalupe Gastelum has requested that he 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 Guadalupe Gastelum, 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 Guadalupe Gastelum is hereby granted an exception from the
provisions of City of Topeka Code Section 54-148 for a live band and amplified
music located at 2936 SE Illinois Avenue from 7:00 p.m. to 10:00 p.m. on June 23, 2007.

ADOPTED and APPROVED by the City Council June 19, 2007.

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William W. Bunten, Mayor

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Brenda Younger, City Clerk