RESOLUTION NO. 8424

A RESOLUTION introduced by Councilmember Sylvia Ortiz, granting Maria Marin an exception to the provisions of City of Topeka Code Section 9.45.150, et seq. concerning noise prohibitions.

WHEREAS, City of Topeka Code Section 9.45.150, et seq. 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 Section 9.45.170, et seq. 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 9.45.150, et seq.; and

WHEREAS, Maria Marin has requested that she be granted an exception to the provisions of City of Topeka Code Section 9.45.150, et seq. for the purposes, dates and times described herein, and

WHEREAS, upon review of the application of Maria Marin 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 9.45.150, et seq.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that Maria Marin is hereby granted an exception from the provisions of City of Topeka Code Section 9.45.150, et seq. for car stereo and outdoor music at a Cinco de Mayo celebration located on SE Emerson Street, between 31st
Street and Golf Park Boulevard during the hours of 12:00 noon and 11:59 p.m. on May 5, 2012.  

PASSED and APPROVED by the City Council, May 1, 2012.

CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk