RESOLUTION NO. 8425

A RESOLUTION introduced by Councilmember Karen Hiller, granting Cumulus Broadcasting an exception to the provisions of City of Topeka Code § 9.45.170 concerning noise prohibitions.

WHEREAS, City of Topeka Code § 9.45.170 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 § 9.45.170 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 § 9.45.150; and

WHEREAS, Cumulus Broadcasting has requested that it be granted an exception to the provisions of City of Topeka Code § 9.45.170 for the purposes, dates and times described herein; and

WHEREAS, upon review of the application, 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 § 9.45.150.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that Cumulus Broadcasting is hereby granted an exception from the provisions of City of Topeka Code § 9.45.170 for amplified music and sound from 4:00pm to 11:59pm during its Eagle Cruise Night event. The event will take place on Kansas Avenue between 6th Street and 11th Street between the hours of 11:00a.m. and 11:59p.m on Saturday, May 12, 2012.
PASSED and APPROVED by the City Council May 8, 2012.

CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk