A RESOLUTION introduced by Councilmember Karen Hiller granting ESI Live Inc., The Office and Celtic Fox 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, ESI Live Inc., The Office and Celtic Fox has requested that they 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 ESI Live Inc., The Office and Celtic Fox 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 ESI Live Inc., The Office and Celtic Fox is hereby granted an exception from the provisions of City of Topeka Code Section 9.45.150, et seq.
for their Friday Concert Series located on SW 8th Street between Kansas Avenue and Jackson Street during the hours of 6:00 p.m. and 1:30 a.m. occurring each Friday from May 3, 2013 until August 30, 2013.

ADOPTED and APPROVED by the City Council April 23, 2013.

CITY OF TOPEKA, KANSAS

_______________________________  Larry E. Wolgast, Mayor

ATTEST:

___________________________  Brenda Younger, City Clerk