RESOLUTION NO. 8541

A RESOLUTION introduced by Councilmember Sylvia Ortiz, granting Kansas Black Expo 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, Kansas Black Expo has requested that it 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 Kansas Black Expo, 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 Kansas Black Expo is hereby granted an exception from the provisions of City of Topeka Code Section 9.45.150, et seq. for a Weekend Getaway event located at Cushinberry Park, 335 SE 15th Street, and the Brown V
Board of Education lawn, located at 1515 SE Monroe Street on August 30, 2013, August 31, 2013 and September 1, 2013 from 9:00am until 11:59pm daily for outdoor entertainment, activities, live bands and music.

ADOPTED and APPROVED by the City Council August 27, 2013.

_____________________________
Larry E. Wolgast, Mayor

_____________________________
Brenda Younger, City Clerk