RESOLUTION NO. 8550

A RESOLUTION introduced by Councilmember Michelle De La Isla, granting
Boss Hawg’s 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, Boss Hawg’s 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 Boss Hawg’s, 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 Boss Hawg’s is hereby granted an exception from the provisions of
City of Topeka Code Section 9.45.150, et seq. for live band performances
located on the veranda at 2833 SW 29th Street during the hours of 9:00 p.m. and
11:59 p.m. on October 12, 2013.
ADOPTED and APPROVED by the City Council September 10, 2013.

CITY OF TOPEKA, KANSAS

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk