RESOLUTION NO. 8602

A RESOLUTION introduced by Councilmember John Campos II, granting Brass Rail Tavern 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, Brass Rail Tavern 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 Brass Rail Tavern, 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 Brass Rail Tavern is hereby granted an exception from the provisions of City of Topeka Code Section 9.45.150, et seq. for Karaoke located on the patio at 401 NE Emmett Street during the hours of 8:00 p.m. and 11:59
p.m. on Wednesday and Thursday of each month to commence in March 2014 and end in October 2014. The dates for the events are as follows:

March: 26th, 27th

April: 2nd, 3rd, 9th, 10th, 16th, 17th, 23rd, 24th, 30th

May: 1st, 7th, 8th, 14th, 15th, 21st, 22nd, 26th, 29th

June: 4th, 5th, 11th, 12th, 18th, 19th, 25th, 26th

July: 2nd, 3rd, 9th, 10th, 16th, 17th, 23rd, 24th, 30th, 31st

August: 6th, 7th, 13th, 14th, 20th, 21st, 27th, 28th

September: 3rd, 4th, 10th, 11th, 17th, 18th, 24th, 25th

October: 1st, 2nd, 8th, 9th, 15th, 16th, 22nd, 23rd, 29th, 30th.

ADOPTED and APPROVED by the City Council March 18, 2014.

CITY OF TOPEKA, KANSAS

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk